

Care Bill Implementation Tracker

Clause no.	Clause name	Description	Regs?	Impact on RMBC - summary self assessment	Sub Group / Lead	Interdependencies					EIA required	Risk Register ref	Notes
						Carers	Workforce / Training	Customer Engagement	ICT change	Policy / Process change			
General responsibilities of local authorities													
1.	Promoting individual wellbeing	-General duty to promote all people's wellbeing (including adults and carers) when providing support. -Particular emphasis on ensuring people have choice and control and receive personalised care.	None	A	Information, Advice and Guidance - Sarah Farragher	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx		Communications, Policy statement?, review of existing strategies, customer engagement
2.	Preventing needs for care and support	-LAs must reduce, prevent or delay the development of support needs for both adults and carers. -Must consider the availability of social capital in delivering the above, and how we identify adults and carers with support needs.	Being drafted	A	Information, Advice and Guidance - Sarah Farragher	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx		xxxxxxxxxxxxxxxx			Clear policy/strategy on prevention and early intervention, clarify the 'offer', Commissioning, PH. Identify known and unknown eligible and non-eligible customers and carers.
3.	Promoting integration of care and support with health services etc.	-LAs must integrate with health services when we think it would promote people's wellbeing, prevent or delay the development of need, and/or improve the quality of support. -Includes both adults and carers.	None	A	Information, Advice and Guidance - Sarah Farragher	xxxxxxxxxx		xxxxxxxxxxxxxxxx		xxxxxxxxxxxxxxxx			Links to Better Care Fund activity - to cross reference
4.	Providing information and advice	-LAs must provide an information and advice service on a range of listed issues, for all people (including adults and carers). -Must ensure the service provides enough information for people to understand the financial implications for them and make plans for their support needs. -The service must be accessible and proportionate.	None	R	Information, Advice and Guidance - Sarah Farragher	xxxxxxxxxx	xxxxxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxxxxxxxx	xxxxxxxxxxxxxxxx			Need a clear position statement or strategy that clarifies the 'offer'. Possible change/ extension to role of Assessment Direct and case management social workers. Xref finance group
5.	Promoting diversity and quality in provision of services	-LAs must promote choice, quality, sustainability and information on the care provider market and consider a range of listed issues in delivering this -Including enabling adults and carers who wish to enter work, education or training -For adults, carers and anyone with a personal care and support need	None	A	Commissioning - Janine Parkin			xxxxxxxxxx			xxxxxxxxxx		Links to Communications. Xref MIR. Customer engagement . Assessment and Care. CCO's - P&Q. T&F on service quality profiles.
6.	Co-operating generally	-LAs must work with partners (and our partners must work with us) when delivering adult social care or relevant services -Specifically between ASC, housing services, Children's services and Public Health, but also lists other partners. -Lists reasons why we must work with partners (e.g. promoting wellbeing, addressing safeguarding risks). -Covers both adults and carers	Being drafted	A	Information, Advice and Guidance - Sarah Farragher	xxxxxxxxxx							Cross references safeguarding, CYPS . Needs policy statement or review of existing strategies. Refers to BCF and HWBC. General point - may need evidencing
7.	Co-operating in specific cases	-LAs must work with partners (and partners must work with us) on specific cases unless it would have an adverse effect on delivering its own services. -Includes adults, carers, young carers and carers of children. -Same partners as under clause 6.	None	A	assessment, Eligibility and Transitions - Michaela Cox (John Williams)								Legal advice needed. NO SPECIFIC ACTION?
Meeting needs for care etc.													
8.	How to meet needs	-LAs should draw on a range of means to meet needs for both adults and carers (e.g. support in home, residential care).	None	A	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx			Links to commissioning, Market Position Statement, customer engagement
Assessing needs													

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9.	Assessment of an adult's needs for care and support	-LAs must assess whether an adult has needs and what they are, if it appears they have needs. -Irrespective of adult's level of need and their finances. -Lists what the assessment must cover and who must be involved (focus on outcomes and wellbeing, impact on daily living)	None	R Revised assessment process may be required which focuses on prevention and friends, family and community	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		Links to customer engagement. Need to present the 'customer journey'.
10.	Assessment of a carer's needs for support	-LAs must assess whether a carer has needs (or will do) and what they are, if it appears they have needs. -Irrespective of carer's level of need and their finances. - Lists what the assessment must cover and who must be involved (focus on outcomes and wellbeing, impact on daily living, whether the carer wishes to work or participate in education/training/recreation)	None	R Revised assessment process may be required which focuses on prevention and friends, family and community. Will have implications for how carers' assessments are carried out.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		Links to Finance group for assessments.
11.	Refusal of care assessment	-LAs are not required to do an assessment if the adult or carer refuses, unless there is a safeguarding risk or they lack capacity.	None	R Revised assessment process may be required which focuses on prevention and friends, family and community	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx			xxxxxxxxxxxx			
12.	Care assessments under sections 9 and 10: further provision	-Regulations will give more detail on how to do assessments. -Including taking a whole family approach, ensuring it is appropriate and proportional, when continuing healthcare assessment is applicable, when joint assessments are appropriate.	Being drafted	R Revised assessment process may be required which focuses on prevention and friends, family and community	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								Need a clear policy on how we will work with customers to assess need "the conversation" Factsheet 3.
13.	The eligibility criteria	-Once assessed whether the adult or carer has needs, LAs must determine whether their needs meet eligibility criteria. -If needs meet eligibility criteria, must plan how to meet them. -If needs do not meet eligibility criteria, must provide information and advice. -Regulations will define the eligibility criteria.	Being drafted	R Revised assessment process may be required which focuses on prevention and friends, family and community. Must comply with new national eligibility criteria.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		Written advice to customer if they do not meet eligibility following assessment.
Imposing charges and assessing financial resources													
14.	Power of local authority to charge	-LAs may charge costs of meeting needs. -Regulations will specify which services an LA cannot charge for.	Being drafted	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Finance - Mark Scarrott		xxxxxxxxxxxx		xxxxxxxxxxxx	xxxxxxxxxxxx			Specific staff will need training

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15.	Cap on care costs	-LAs may not charge if total costs to meet eligible needs exceed the cap. -Cap calculation excludes daily living costs (both to be specified by regulations; cap calculation may vary for persons of different ages or description).	Being drafted	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Finance - Mark Scarrott			xxxxxxxxxxx					Consultation with providers , xref to commissioning
16.	Cap on care costs: annual adjustment	-Cap will be varied annually to match national average earnings.	None	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Finance - Mark Scarrott								
17.	Assessment of financial resources	-LAs must assess an adult/ carer's finances and the amount they would need to pay if the LA wishes to charge. -LAs must not pay if the adult's finances exceed a level specified in regulations (and if the adult's total costs do not exceed the cap). -Regulations will give more detail on how to do financial assessments.	Being drafted	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Finance - Mark Scarrott			xxxxxxxxxxx	xxxxxxxxxxxxx	xxxxxxxxxxxxx			
Duties and powers to meet needs													
18.	Duty to meet needs for care and support	-LAs must meet an adult's needs if they live in their area, meet the eligibility and financial assessment criteria, if the adult requests support irrespective of their finances, or lacks capacity.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxxx	xxxxxxxxxxxxx	xxxxxxxxxxxxx					Policy statement , MCA review so may lead to training
19.	Power to meet needs for care and support	-LAs may meet an adult's needs if they do not meet eligibility criteria, or if they do meet the eligibility criteria but live in another area, or if it is urgent.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxxx	xxxxxxxxxxxxx	xxxxxxxxxxxxx					
20.	Duty and power to meet a carer's needs for support	-LAs must meet a carer's needs if they live in their area, meet the eligibility and financial assessment criteria or if the carer/ adult requests support irrespective of their finances. -LAs may meet a carer's needs by providing support to the adult	None	A Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxxx	xxxxxxxxxxxxx			xxxxxxxxxxxxx			Policy statement
21.	Exception for persons subject to immigration control	-Under certain conditions, care and support does not have to be offered to certain immigrants.	None	G May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								Safeguarding /domestic abuse cross reference
22.	Exception for provision of health services	-Care and support services should not be offered if the NHS should be providing them.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								

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23.	Exception for provision of housing etc.	-Care and support services should not be offered if a LA should be providing them through housing services.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								
Next steps after assessments													
24.	The steps for the local authority to take	-LAs must prepare a support plan when meeting needs of adult or carer. -Must tell the adult what will be met through direct payments.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx				Format for care and support plans.
25.	Care and support plan, support plan	-Lists what the support plan must contain (including a personal budget), what information must be provided about direct payments, and who must (the adult and their carer(s)) and can be involved in developing it.	Being drafted	A Validate whether existing process and practice is appropriate and meets Bill requirements	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		
26.	Personal budget	-A statement which tells the adult or carer how much it will cost the LA to meet their needs, how much the adult must contribute to meet those costs, and the difference which the LA will pay.	None	A Validate whether existing process and practice is appropriate and meets Bill requirements	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		Link to finance group
27.	Review of care and support plan or of support plan	- LAs must review support plans and describes how the review should take place (e.g. must involve adult and their carer(s)). - If appropriate, adult or carer must carry out a re-assessment or financial assessment.	None	A Validate existing process and practice against Bill	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx			Performance ZBR
28.	Independent personal budget	- A statement which tells the adult what the cost would be to the LA of meeting their eligible needs. - Must review the independent personal budget and if necessary do a re-assessment.	None	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx			
29.	Care account	- A record of an eligible adult's accrued costs towards the cap. - LAs must keep up-to-date care accounts	Being drafted	R Significant new process and practice to introduce (likely to include financial process, ICT and workforce change)	Finance - Mark Scarrott		xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx		
30.	Cases where adult expresses preference for particular accommodation	-Regulations will describe conditions by which LAs must arrange for an adult's preferred accommodation.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx					Policy needed. Link to RFT choice policy
Direct payments													

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31.	Adults with capacity to request direct payments	-Requests for direct payments must be granted, on certain conditions (e.g. adult has capacity) and subject to regulations.	None	A B Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx					In year activity to increase DP must link to future requirements. xref commissioning and safeguarding
32.	Adults without capacity to request direct payments	-Requests for direct payments to an authorised person must be granted, on certain conditions and subject to regulations.	None	A Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx					In year activity to increase DP must link to future requirements. xref commissioning and safeguarding
33.	Direct payments: further provision	-Regulations will provide further information on direct payments, including conditions by which they are granted. -LAs must end direct payments if the conditions are breached, and may do if the money is not spent on meeting the adult's needs.	Being drafted	A Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)								Policy needed
Deferred payment agreements, etc.													
34.	Deferred payment agreements and loans	- Regulations may allow LAs, under certain conditions, to agree with an adult to defer payment.	Being drafted	A Similar to current process and practice. May require procedures and training to be updated.	Finance - Mark Scarrott					xxxxxxxxxxxx			
35.	Deferred payment agreements and loans: further provision	- Regulations may provide further detail on how deferred payments operate (e.g. charging interest, security, ending agreements).	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	Finance - Mark Scarrott					xxxxxxxxxxxx			
36.	Alternative financial arrangements	- Regulations may allow LAs to agree alternative financial arrangements with an adult.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	Finance - Mark Scarrott					xxxxxxxxxxxx			
Continuity of care and support when adult moves													
37.	Notification, assessment, etc.	- When an adult with care needs moves between LAs, the first LA must provide all relevant information (listed). - The second LA must provide information and assess the adult and their carer, taking into account their previous support plan.	Being drafted	G May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx		xxxxxxxxxxxx			
38.	Case where assessments not complete on day of move	- Second LA must continue with the first authority's support plan, until an assessment is done.	Being drafted	A Change to current practice which will require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)					xxxxxxxxxxxx			
Establishing where a person lives, etc.													

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39.	Where a person's ordinary residence is	- An adult is "resident" in the area wherever they lived immediately before they moved into accommodation that is required to meet their needs (e.g. residential home). - New schedule describes how cross-border placements should operate.	Being drafted	G May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxx						
40.	Disputes about ordinary residence or continuity of care	- Describes how disputes regarding where an adult lives or how LAs support an adult who has moved between areas. - Secretary of State or their nominee decides.	Being drafted	G May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxx						
41.	Financial adjustments between local authorities	- First LA may recoup care costs from second LA if an adult lives in the second LA but the first LA continues to provide support.	None	A Change to current practice which will require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxx						
Safeguarding adults at risk of abuse or neglect													
42.	Enquiry by local authority	- LA must investigate if it has reasonable cause to believe there is a safeguarding risk.	None	G Already current practice.	Safeguarding - Sam Newton								Review policy under South Yorkshire procedures
43.	Safeguarding Adults Board (SAB)	- Every LA must establish a SAB.	None	G Already established.	safeguarding - Sam Newton								Complete.
44.	Safeguarding adults reviews	- SAB must review individual cases according to certain conditions, in order to identify and learn lessons.	None	G Already current practice.	safeguarding - Sam Newton		xxxxxxxxxxx			xxxxxxxxxxx			Review policy - complete, awaiting guidance - consider costs.
45.	Supply of information	- Details conditions by which individuals must supply information to the SAB.	None	G Already current practice.	Safeguarding - Sam Newton					xxxxxxxxxxx			
46.	Abolition of local authority's power to remove persons in need of care	- LAs can no longer remove people in need of care from their home.	None	G Power not widely used currently.	Safeguarding - Sam Newton		xxxxxxxxxxx			xxxxxxxxxxx			Training. Policy review from N4 Act.
47.	Protecting property of adults being cared for away from home	- LA must take steps to prevent or reduce damage to an adult's property if the adult is in hospital or in separate accommodation to meet their needs, and gives their consent.	None	G Similar to current process and practice. May require procedures and training to be updated.	safeguarding - Sam Newton								Court of Protection. As above note Section 55 N4 Act.
Provider failure													
48.	Temporary duty on local authority	- LA must temporarily meet the needs of adults and carers who were being supported by a provider that has failed. - Irrespective of where the adults and carers are resident, whether a needs or financial assessment has been carried out, and whether they meet eligibility criteria.	None	G Already have protocol in place which will need to be reviewed	commissioning - Janine Parkin								Xref safeguarding , review service provider failure policy
49.	Section 48: cross-border cases	- Describes how this process should work where LAs between different countries have to interact.	None	G Already have protocol in place which will need to be reviewed	assessment, Eligibility and Transitions - Michaela Cox (John Williams)					xxxxxxxxxxx			Policy

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50.	Temporary duty on local authority in Wales	- N/A	None	G N/A	assessment, Eligibility and Transitions - Michaela Cox (John Williams)								
51.	Temporary duty on Health and Social Care trust in Northern Ireland	- N/A	None	G N/A	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								
52.	Sections 48 to 51: supplementary	- LAs must respond as soon as they become aware of provider failure. - Describes how this process should work.	Being drafted	G Already have protocol in place which will need to be reviewed	commissioning - Janine Parkin								Safeguarding
Market oversight													
53.	Specifying criteria for application of market oversight regime	-Regulations will specify criteria for determining whether financial sustainability assessments apply to a provider.	Being drafted	G Introduces new practice for which we will need to agree a procedure with the Care Quality Commission	commissioning - Janine Parkin								The clauses in this section require LA to have awareness of people who self fund, regular interface with CQC, further information required on how CQC will implement , updated service failue policy
54.	Determining whether criteria apply to care provider	-The Care Quality Commission (CQC) must determine whether a provider meets the criteria specified in clause 53.	None	G Introduces new practice for which we will need to agree a procedure with the Care Quality Commission	safeguarding - Sam Newton					xxxxxxxxxxxx			Xref commsioing
55.	Assessment of financial sustainability of care provider	- The CQC must assess a provider's financial sustainability if they meet the criteria. -Following an assessment, the CQC may require the provider to develop a plan to reduce any risk, or commission an independent review.	Being drafted	G Introduces new practice for which we will need to agree a procedure with the Care Quality Commission						xxxxxxxxxxxx			As above
56.	Informing local authorities where failure of care provider likely	- The CQC must inform LAs if it believes provider failure is likely. - The CQC may require the provider to provide the LA with relevant information to help it meet the needs of affected adults.	Being drafted	G Introduces new practice for which we will need to agree a procedure with the Care Quality Commission	safeguarding - Sam Newton					xxxxxxxxxxxx			Update service fialure polciy , cross reference Commissioning
57.	Sections 54 to 56: supplementary	- The CQC's duties, above, are part of its regulatory function.	None	G Introduces new practice for which we will need to agree a procedure with the Care Quality Commission	Safeguarding - Sam Newton					xxxxxxxxxxxx			For all of these sections, need to ensure that we are aware of changes in CQC operation
Transition for children to adult care and support, etc. (including young carers* (see clause 63 notes))													
58.	Assessment of a child's needs for care and support	- LA may assess whether a child is likely to have needs after turning 18, and what these are.	None	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx	xxxxxxxxxxxx			Link to CYPS and Special Educational Needs (Disability)

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59.	Child's needs assessment: requirements etc.	– Describes what must be included in the assessment and who must be involved. - The LA must give advice and information about what can be done to prevent or delay the development of the child's needs.	None	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability)
60.	Assessment of a child's carer's needs for support	– LA must assess a child's carer's needs if it appears these needs will continue after the child turns 18.	None	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability)
61.	Child's carer's assessment: requirements etc.	– Describes what must be included in the assessment and who must be involved. - The LA must give advice and information about what can be done to prevent or delay the development of the carer's needs.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability). Check any specific requirements for carers' assessments pre-transitions.
62.	Power to meet child's carer's needs for support	– LA may meet a child's carer's needs.	Being drafted	A Broadening of current powers for ASC (rather than CYPS) which will need to be reviewed in light of regulations.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability). Power not duty. Legal advice needed.
63.	Assessment of a young carer's needs for support	– LA must assess a young carer's needs if it appears these needs will continue after the young carer turns 18.	None	A Broadening of current powers for ASC (rather than CYPS) which will need to be reviewed in light of regulations.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability). Check any specific requirements for carers' assessments pre-transitions.
64.	Young carer's assessment: requirements etc.	– Describes what must be included in the assessment and who must be involved. - The LA must give advice and information about what can be done to prevent or delay the development of the young carer's needs.	None	A Broadening of current powers for ASC (rather than CYPS) which will need to be reviewed in light of regulations.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability)
65.	Assessments under sections 58 to 64: further provision	– Regulations under clause 12 may provide further detail on how to do assessments. - With appropriate consent, the LA may combine a child's needs assessment with a child's carer's assessment. - With appropriate consent, the LA may combine a young carer's assessment with an adult's assessment. - Potential for joint assessments with other bodies.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)	xxxxxxx	xxxxxxxxxx						Link to CYPS and Special Educational Needs (Disability). Need to establish protocol with CYPS. Will not ordinary provide an assessment for a child and their carer.

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66.	Continuity of services under other legislation	- Amendments to pre-existing legislation to reflect above changes.	None	G Similar to current process and practice. May require procedures and training to be updated.	Assessment, Eligibility and Transitions - Michaela Cox (John Williams)								Need to be aware of the legislation on childrens issues and also adults and how they work together . Legal advice needed, work with childrens services
Independent Advocacy Support													
67	Involvement in assessments/ plans	Arranging for advocacy/involvement in plans. Cross reference a wide number of sections.			Assessment/ Eligibility								
68	Safeguarding Enquiries and Reviews	Arranging for advocacy/involvement in safeguarding enquiries and reviews			Sam Newton								
Enforcement of debts													
69	Recovery of charges, interest etc.	- LAs can recover any money owed due to the above processes. - Regulations may give more detail on when the debt recovery process applies and whether interest can be charged.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	finance - Mark Scarrott								
70	Transfer of assets to avoid charges	- If an adult transfers assets to avoid charges for meeting their needs, the adult is liable to pay the LA the amount they should have been charged as if they had never transferred the asset.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	Finance - Mark Scarrott								
Review of funding provisions													
71	Five-yearly review by Secretary of State	- The Secretary of State must review the cap on care costs, amount attributable to an adult's daily living costs, and the financial limit every 5 years, to take a report to Parliament. - Lists what the Secretary of State must consider	None	G N/A	Finance - Mark Scarrott								We will be required to submit information on an annual basis - need to plan
72	Part 1: Appeals	Regualtions may make provision for appeals against decisions taken by a LA in the exercise of functions under Part 1.			Assessment eligibility.								
Miscellaneous													
73	Discharge of hospital patients with care and support needs	- Schedule 3 has effect (which details how the NHS and LA must work together to discharge patients with care needs).	None	A Current practice and processes in hospitals will need to be reviewed to ensure they comply with Care Bill requirements.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx	xxxxxxxxxxxx					link to Better Care Fund
74	After-care under the Mental Health Act 1983	- Amendments to pre-existing legislation to reflect above changes.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxxx			xxxxxxxxxxxx			S117 policy - link to CCG and RDASH, mental health services
75	Prisoners and persons in approved premises etc.	- Prisoners count as residents in the area in which they are in prison. - Describes how prisoners are excluded from certain clauses (e.g. wishing to be transferred to a residential home, restricts remit of SAB in cases involving prisoners).	None	A New responsibility for ASC which will require new practice and process.	safeguarding - Sam Newton					xxxxxxxxxxxx			Although we have no provisions we still need to be aware of this , and have a response. Doncster will be looking at this in South Yorkshire Procedures.

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						Carers	Workforce / Training	Customer Engagement	ICT change	Policy / Process change			
76	Registers of sight-impaired adults, disabled adults, etc.	– LAs must maintain a register of sight-impaired adults, and may maintain a register of disabled adults.	Being drafted	G Similar to current process and practice. May require procedures and training to be updated.	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxx			xxxxxxxxxxx			
77	Guidance	– LAs must follow regulations and guidance on the above.	None	G N/A	assessment, Eligibility and Transitions - Michaela Cox (John Williams)		xxxxxxxxxxx			xxxxxxxxxxx			
78	Delegation of local authority functions	– LAs may authorise another person or organisation to deliver any of its functions as defined in the Care Bill or regulations, excluding: promoting integration (3), co-operating with other organisations (6-7), charging (14), making direct payments (31-33) and safeguarding (42-47).	None	G Will inform reviews of service operating models									
General													
79	Part 1: interpretation	– Index of key terms and which clauses relate to them.	None	G N/A									

Care Bill Implementation Tracker

Clause no.	Clause name	Description	Regs?	Impact on RMBC - summary self assessment	Sub Group / Lead	Interdependencies					EIA required	Risk Register ref	Notes
						Carers	Workforce / Training	Customer Engagement	ICT change	Policy / Process change			
Part 2 - Care Standards													
1	Quality of services	Dute of candour											
2		Warning notice											
3		Imposition of licence conditions on NHS foundation trusts											
4		Trust special administrations: appointment of administrator											
5		Trust special administration: objective, consultation and reports.											
6	Care Quality Commission	Restriction on applications for variation or removal of conditions											
7		Rights of appeal											
8		Unitary board											
9	Increasing the independence of the Care Quality Commssion	Chief inspectors											
10		Independence of the Care Quality Commission											
11	Performance Ratings	Reviews and performance assessments											
12	False or misleading information	Offence											
13		Penalties											
14		Offences by bodies											
15	Regulated activities	Training for persons working in regulated activity											
Part 3 - Health - Chapter 1 - Health Education England													
16	Establishment	Health Education England											
17	National functions	Planning education and training for health care workers etc											
18		Ensuring sufficient skilled health care workers for the health service											
19		Quality improvement in education and training, etc											
20		Objectives priorities and outcomes											
21		Section 97 and 99: matters to which HEE must have regard											
22		Advice											
23	Local functions	Local Education and Training boards											
24		LETBs: appointment etc											
25		LETBs: co-operation by providers of health services											
26		Education and training plans											
27		Commissioning education and training											
28	Tariffs	Tariffs											
Part 3 - Health - Chapter 2 - Health Research Authority													
29	Establishment	The Health Research Authority.											
30	General Functions	The HRA's functions											
31	Regulatory practice	Co-ordinating the promoting regulatory practice etc.											
32	Research ethics committees	The HRA's policy on research ethics committees											
33		Approval of research											
34		Recognition by the HRA											
35		Establishment by the HRA											
36		Membership of the United Kingdom Ethics Committee Authority											
37	Patient information	Approval for processing confidential patient information											
Part 3 - Health - Chapter 3 - Chapters 1 and 2 Supplementary													
38	Miscellaneous	Transfer orders											

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Clause no.	Clause name	Description	Regs?	Impact on RMBC - summary self assessment	Sub Group / Lead	Interdependencies					EIA required	Risk Register ref	Notes
						Carers	Workforce / Training	Customer Engagement	ICT change	Policy / Process change			
39	General	Chapters 1 and 2; interpretation and supplementary provision											
Part 3 - Health - Chapter 4 - Trust Special Administration													
40		Powers of administrator etc											
Part 4 - Integration Fund													
41		Integration of care and support with health services etc: integration fund											
Part 5 - General													
42		Power to make consequential provision											
43		Power to make transitional etc provision											
44		Regulations and orders											
45		General interpretation											
46		Commencement											
47		Extent and application											
48		Short title											