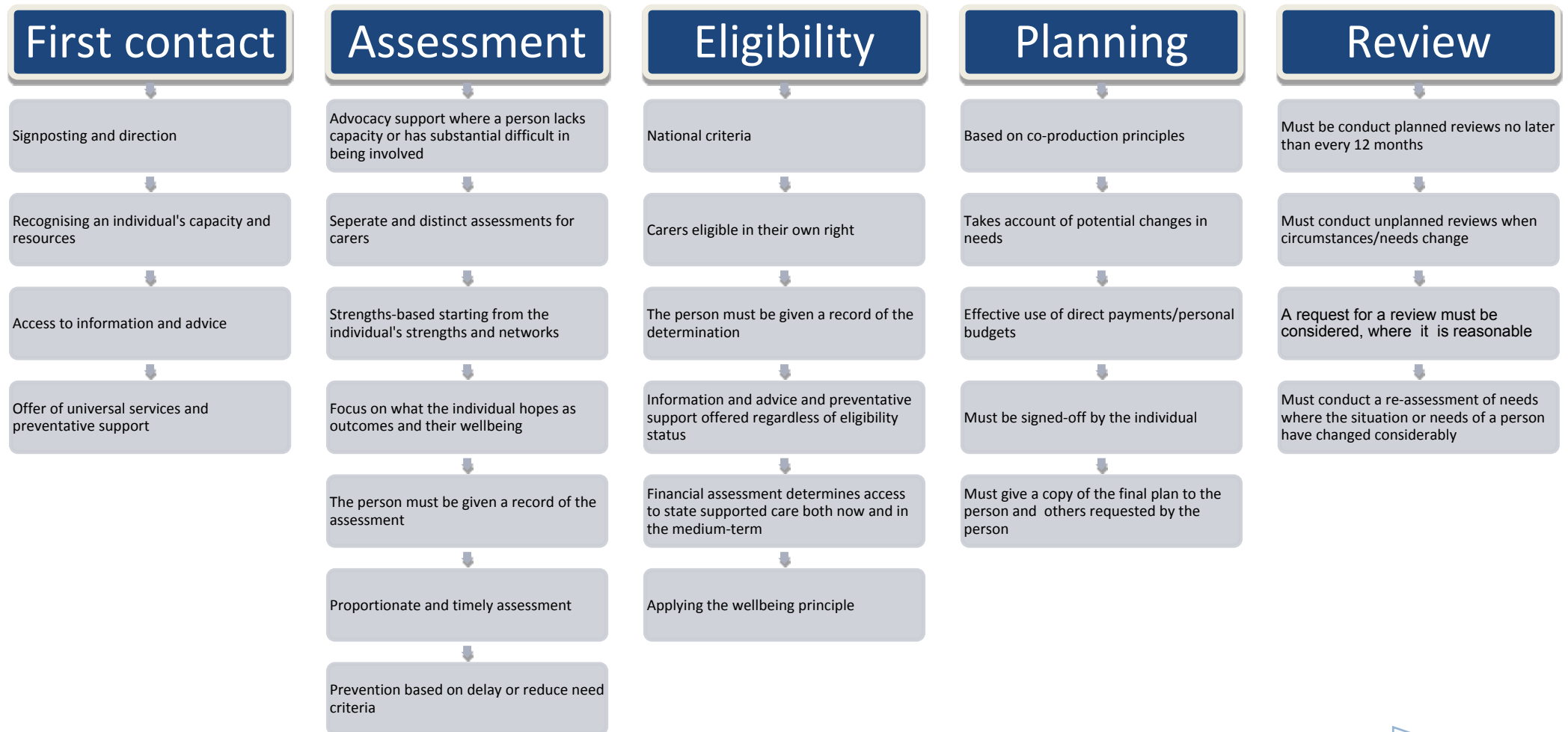


The new operating process

The diagram below shows new additions and key features of a Care Act compliant operating process. The pathway and tasks below are built on principles of choice and control and wellbeing. Safeguarding must be considered throughout this process so too must capacity.



Issues for the NHS (CCG and Trusts) to consider

The statutory guidance (and its technical annexes) cover a range of issues that NHS Trusts will need to consider, and in some cases take action to comply with the Care Act requirements. These areas are headlined below. The statutory guidance can be found on the Department of Health website. Summarised 'must do' requirements for individual chapters of the statutory guidance are available from the Care Act Programme Office.

Approaches to wellbeing and prevention	Role in assessment and combining assessments	NHS Continuing Healthcare	Identifying carers	Co-operation with the local authority
Provision of info and advice	Integrating services	Joint funded packages of care (outside of CHC)	Safeguarding	Combined direct payments
Discharge from hospitals	Delayed transfers of care	Transitions	Duties to those in prison or custody	Mental health after-care
Mental capacity and working with advocates	Equipment and adaptations	Role in ordinary residence disputes	NHS funded nursing care	Sight registers

What's new as a result of the Care Act

The statutory guidance, as well as describing how the law should be implemented, brings together the breadth of adult social care policy and good practice. Listed below are the **new** duties that the Care Act places on local authorities and the implications of the statutory guidance in terms of new policies, processes, and systems that must be introduced to the local health and social care system, or are needed for successful implementation.

Legal duties - new responsibilities in law (not necessarily new in policy)	Policies - new local policies that must be developed	Process/practice - new processes that must be introduced into the care management pathway	Systems - new systems that are needed for practitioners or service users
Wellbeing and prevention Carers Personal budgets and independent PBs for self-funders Information and advice Independent advocacy support Market shaping Market oversight and provider failure National eligibility criteria Continuity of care, ordinary residence, and cross-border placements Meeting needs of prisoners or those in custody	Prevention Strategy Commissioning Strategy Deferred Payment Agreement Revised Charging Policy Information & Advice Strategy	Arranging independent advocacy Early and indicative financial assessment Light touch/proportionate assessments Carer assessments Safeguarding enquiries and SARs Appeals against eligibility decisions	Upgrades and bolt-ons to the Care and Support Hub Tools for calculating indicative costs for care and support Tools for supported self-assessments New FACE assessment tools New AIS modules Care caps and care accounts