



Cessation of Continuing Healthcare Funding policy

NEE/CCG/2016/073

Brief Description (max 50 words)	This policy sets out our approach to dealing with the ending of continuing healthcare funding. This policy should be read in conjunction with the National Framework for NHS Continuing Healthcare (Department of Health 2012), the Care and Support Guidance (Department of Health 2014) and the Care Act 2014.
Target Audience	All staff
Action Required	For implementation

Document Information

Title /Version Number/(Date)	Cessation of CHC Funding policy/Version 1.0/ July 2016
Document Status (for information/ action etc.) and timescale	
Accountable Executive	Director of Nursing and Clinical Quality
Responsible Post holder/Policy Owner	Deputy Director of Nursing and Clinical Quality
Date Approved	21 st July 2016
Approved By	Operational Executive
Review Date	July 2018
Stakeholders engaged in development or review	
Equality Impact Assessment	EQUALITY IMPACT ASSESSMENT This document has been assessed for equality impact on the protected groups, as set out in the Equality Act 2010. This Policy is applicable to the Board, every member of staff within the CCG irrespective of their age, disability, sex, gender reassignment, pregnancy, maternity, race (which includes colour, nationality and ethnic or national origins), sexual orientation, religion or belief, marriage or civil partnership, and those who work on behalf of the CCG
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Amendment History

Version	Date	Reviewer Name(s)	Comments
1.0	July 2016	CHC/Quality	Policy developed

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Approach

When ceasing continuing healthcare funding we will balance the need of the adult to have their ongoing healthcare and any associated social care needs met, with our wider duty to ensure that public funds are spent appropriately and best value is obtained for public money.

Decision making

Continuing healthcare funding will only cease after a formal review has been conducted with a recommendation from the MDT that continuing healthcare funding is no longer appropriate, which has been validated by the CCG. The review and decision making process will be conducted in conformity with the NHS Framework for Continuing Healthcare.

No funding will be withdrawn until 28 days have elapsed from the day on which the decision was notified in writing to the adult and to the local authority this is to allow the adult and the local authority time to make arrangements for their care, and to consider whether the individual wish to appeal against the decision that they are no longer eligible for Continuing Healthcare Funding.

Appeals

All appeals shall be in writing and must contain an outline of the grounds based on assessed need, for appeal.

Failing this funding will be withdrawn at the end of 28 days in the normal way. In the event that the adult appeals against the decision to end their Continuing Healthcare funding the CCG will continue funding until completion of local resolution. In the event that the appeal is unsuccessful, funding will cease 28 days after that notification of the decision to the adult.

Should the adult chose to ask NHS England to review the matter the CCG will not will not continue to fund while the matter is under review. It will then exercise its discretion when deciding what action to take on the outcome of the IRP review.

Disputes with Essex County Council (Thurrock and Southend may wish to sign up to agreement, but have not been actively involved with development)

In the event that the CCG and Essex County Council, as the social care authority;

1. disagree with the decision about eligibility, the withdrawal of continuing healthcare funding, and,

2. as a result of the withdrawal of the continuing healthcare funding Essex County Council will be required to fund the ongoing care of the adult

The disputes protocol in place between the CCG and Essex County Council shall apply. In this case the CCG will continue to fund the adult's care on a without prejudice basis until the matter has been resolved in line with protocol. In the event that the matter is decided in favour of the CCG Essex County Council will reimburse the CCG for the cost of the adult's care in line with the disputes protocol.