CARE BILL [LORDS]
[FIRST AND SECOND SITTINGS]

Norman Lamb

Agreed to

That—

(1) the Committee shall (in addition to its first meeting at 11.30 am on Thursday 9 January) meet—
   (a) at 2.00 pm on Thursday 9 January;
   (b) at 8.55 am and 2.00 pm on Tuesday 14 January;
   (c) at 11.30 am and 2.00 pm on Thursday 16 January;
   (d) at 8.55 am and 2.00 pm on Tuesday 21 January;
   (e) at 11.30 am and 2.00 pm on Thursday 23 January;
   (f) at 8.55 am and 2.00 pm on Tuesday 28 January;
   (g) at 11.30 am and 2.00 pm on Thursday 30 January;
   (h) at 8.55 am on Tuesday 4 February;

(2) the proceedings shall be taken in the following order: Clauses 1 to 39; Schedule 1; Clauses 40 to 43; Schedule 2; Clauses 44 to 73; Schedule 3; Clause 74; Schedule 4; Clauses 75 to 94; Schedule 5; Clauses 95 to 102; Schedule 6; Clauses 103 to 107; Schedule 7; Clauses 108 to 111; Schedule 8; Clauses 112 to 125; new Clauses; new Schedules; remaining proceedings on the Bill.

(3) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 11.25 am on Tuesday 4 February.
Norman Lamb

That, subject to the discretion of the Chair, any written evidence received by the Committee shall be reported to the House for publication.

Agreed to

Paul Burstow

Clause 1, page 1, line 5, after ‘authority’, insert ‘and any health service body when exercising any function jointly with one or more local authorities’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 6, at end insert ‘and independent living’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 6, at end insert—

‘(a) any duties relating to independent living should promote the wider definition of independent living as expressed in article 19 of the UN Convention on the Rights of Persons with Disabilities.’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 7, after first ‘Well-being’, insert ‘and independent living’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 12, after ‘control’, insert ‘and choice’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 15, before ‘participation’, insert ‘full and equal access to and’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 15, at end insert ‘cultural, public and community life’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 1, line 18, after ‘suitability’, insert ‘and choice’.
Care Bill [Lords], continued

Liz Kendall
Mr Jamie Reed

Clause 1, page 2, line 1, at end insert ‘and their participation and inclusion as equal and valued citizens’.

Paul Burstow
Sarah Newton

Clause 1, page 2, line 3, after ‘authority’, insert ‘and any health service body when exercising any function jointly with one or more local authorities’.

Liz Kendall
Mr Jamie Reed

Clause 1, page 2, line 21, leave out ‘the individual’ and insert ‘an adult or a disabled child’.

Paul Burstow
Sarah Newton

Clause 1, page 2, line 33, at end add—

‘(5) “Health service body” has the same meaning as in section 9(4) of the National Health Service Act 2006.’.

Clause agreed to.

Liz Kendall
Mr Jamie Reed

Clause 2, page 2, line 37, at end insert ‘whether or not that adult meets the local authority eligibility criteria set out in Clause 13.’.

Paul Burstow
Grahame M. Morris
Sarah Newton
Dr Sarah Wollaston

Clause 2, page 3, line 2, at end insert—

‘(3A) NHS bodies shall co-operate with local authorities to support their activities under subsections (1) and (2), in particular to—

(a) promote and safeguard the health and well-being of carers;

(b) establish effective procedures to identify patients who are or are about to become carers; and

(c) ensure that carers receive appropriate information and advice.

(3B) Reference to an NHS body in a local authority’s area is a reference to—

(a) the National Health Service Commissioning Board, so far as its functions are exercisable in relation to the authority’s area;

(b) a clinical commissioning group the whole or part of whose area is in the authority’s area; or
Care Bill [Lords], continued

(c) an NHS trust or NHS foundation trust which provides services in the authority’s area.’.

Paul Burstow
Grahame M. Morris
Sarah Newton

Clause 2, page 3, line 2, at end insert—
‘(d) the importance of identifying suitable living accommodation to exercise that duty’.

Liz Kendall
Mr Jamie Reed

Negatived on division 67

Clause 2, page 3, line 2, at end insert—
‘(d) the importance of working with health bodies in carrying out the function in subsection (c).’.

Clause agreed to.

Liz Kendall
Mr Jamie Reed

Withdrawn 68

Clause 3, page 3, line 32, after ‘support provision with’, insert ‘housing’.

Liz Kendall
Mr Jamie Reed

Not moved 69

Clause 3, page 3, line 41, at end insert—
‘(1A) Housing providers must exercise their functions with a view to ensuring integration of services as set out in subsection (1).’.

Liz Kendall
Mr Jamie Reed

Not moved 70

Clause 3, page 3, line 41, at end insert—
‘(1A) NHS bodies must exercise their functions with a view to ensuring the integration of services for the purposes of enhancing the health and wellbeing of people, in keeping with the duty on Health and Wellbeing Boards enshrined in section 195 of the Health and Social Care Act 2012.’.

Clause agreed to.
Care Bill [Lords], continued

Liz Kendall  
Mr Jamie Reed  
Grahame M. Morris

Clause 4, page 4, line 19, leave out ‘and maintain’ and insert ‘maintain and facilitate access to’.

Withdrawn 71

Paul Burstow

Clause 4, page 4, line 32, at end insert—

‘( ) how to complain about a decision made under this Part.’.

Withdrawn 30

Paul Burstow  
Sarah Newton

Clause 4, page 4, line 32, at end insert—

‘( ) suitable living accommodation, and the choice of providers, available in the authority’s area.’.

Not moved 56

Liz Kendall  
Mr Jamie Reed  
Grahame M. Morris

Clause 4, page 4, line 32, at end insert—

‘( ) available housing options, and the choice of providers, available in the authority’s area.’.

Not moved 72

Liz Kendall  
Mr Jamie Reed  
Grahame M. Morris

Clause 4, page 4, line 32, at end insert—

‘( ) how to access advice on housing options’.

Not moved 75

Liz Kendall  
Mr Jamie Reed

Clause 4, page 4, line 46, at end insert—

‘(c) ensure that such advice is provided by appropriately trained individuals and to an appropriate standard.’.

Negatived on division 73

Liz Kendall  
Mr Jamie Reed

Clause 4, page 5, line 2, at end insert ‘and anyone else who might benefit from receiving it’.

Not moved 74

Liz Kendall  
Mr Jamie Reed

Clause 4, page 5, line 3, at end insert—

Not moved 76
‘(4A) The advice and information made available to adults with care and support needs must include tailored information for individuals with specific medical conditions and complex individual needs.’.

Paul Burstow
Sarah Newton

Clause 4, page 5, line 11, at end insert—

‘(7) Regulations must make provision for an effective and independent system for resolving disputes between individuals and local authorities regarding decisions taken under this Part. Regulations shall also set out the conditions that apply to each party to a dispute and when decisions made are binding.’.

Clause agreed to.

Paul Burstow
Liz Kendall
Mr Jamie Reed

Withdrawn

Clause 5, page 5, line 18, after ‘of’, insert ‘appropriate’.

Paul Burstow

Not moved

Clause 5, page 5, line 37, at end insert ‘, in particular by collecting information from users as well as providers to inform assessment of the quantity, quality and appropriateness of services and support provided.’.

Liz Kendall
Mr Jamie Reed

Not moved

Clause 5, page 5, line 40, at end insert—

‘(g) the importance of ensuring adults with needs for care and support have access to suitable living accommodation;’.

Liz Kendall
Mr Jamie Reed

Not moved

Clause 5, page 5, line 40, at end insert—

‘(g) the importance of ensuring the diversity of the market, to ensure that adults with needs for care and support have a choice of types of providers of services, such as the choice between—

(i) private sector providers of services;
(ii) third sector providers of services;
(iii) public sector providers of services; and
(iv) mutual or co-operative providers of services.’.

[Adjourned until Tuesday 14 January at 8.55 am]