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

‘(g) the importance of ensuring independent and effective advocacy services from those with the relevant skills.’.

Clause 5, page 5, line 42, after ‘sufficient’, insert ‘and appropriate’.

Clause 5, page 5, line 48, at end insert—

‘(4A) Regulations may make provision for arrangements for the independent arbitration of disputes between local authorities and providers concerning the fees paid by local authorities, the regulations shall prescribe the matters that are material to making a determination and the circumstances in which the arbitrator’s determination is binding on relevant parties.’.

Clause agreed to.

Clause 6, page 6, line 38, after ‘housing’, insert ‘or other provider of housing for vulnerable or older people’.
Clause 6, page 6, line 45, after ‘housing’, insert ‘and town planning’.

Liz Kendall  
Mr Jamie Reed

Clause 6, page 7, line 23, at end insert—
‘(f) sharing information and data so as to ensure high quality care and support.’.

Liz Kendall  
Mr Jamie Reed

Clause 6, page 7, line 40, at end insert—
‘(i) housing providers.’.

Clause agreed to.

Norman Lamb

Clause 7, page 8, line 23, leave out subsection (6).

Clause, as amended, agreed to.

Clauses 8 and 9 agreed to.

Liz Kendall  
Mr Jamie Reed

Clause 10, page 9, line 41, after ‘adult’, insert ‘or an individual under the age of 18 with caring responsibilities’.

Liz Kendall  
Mr Jamie Reed

Clause 10, page 9, line 42, after ‘(an “adult needing care”)’, insert ‘or a disabled child’.

Liz Kendall  
Mr Jamie Reed

Clause 10, page 10, line 38, at end insert—
“(10A) Where an adult is being assessed for NHS Continuing Care and this is to be provided in whole or in part in the community, and that person has a carer who is providing or about to provide care, the local authority must ensure that a carer’s
assessment under this section and section 12 is carried out of the carer’s ability to provide or continue to provide care.’.

Clause agreed to.

Clause 11 agreed to.

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Liz Kendall
Mr Jamie Reed

Clause 12, page 11, line 47, at end insert—
‘( ) specify when an assessment must be carried out face to face.’.

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Liz Kendall
Mr Jamie Reed

Clause 12, page 11, line 47, at end insert—
‘( ) require joint working with organisations with appropriate expertise in exercising local authorities’ functions under sections 9, 10 and 11.’.

Clause agreed to.

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Paul Burstow
Heather Wheeler
Sarah Newton
Grahame M. Morris
Dr Sarah Wollaston
Mr David Ward

Clause 13, page 13, line 31, leave out subsection (7) and insert—
‘(7) Needs meet the eligibility criteria when—
(a) (i) there is, or will be, an inability to carry out several personal care or domestic routines and/or
(ii) the individual will be unable to maintain control over several aspects of their day-to-day life or;
(iii) involvement in several aspects of work, education, training or recreation cannot or will not be sustained; and/or
(iv) several domestic, family and personal relationships cannot or will not be sustained; and/or
(v) there is a risk of abuse or neglect,
(b) they form part of a combination of needs described in paragraph (a).’.

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Liz Kendall
Mr Jamie Reed

Clause 13, page 13, line 36, at end add—
‘(9) The regulations in subsection (6) are subject to the affirmative resolution procedure.’.

Clause agreed to.

Liz Kendall
Mr Jamie Reed

Clause 14, page 14, line 7, at end insert—
‘(3A) Services of an intimate nature can only be provided to the disabled person.
(3B) Regulations may make provision about what is, or is not, of an intimate nature for the purposes of subsection (3).’.

Paul Burstow

Clause 14, page 14, line 9, at end insert ‘and in assessing the cost a local authority incurs, it must (unless either Condition 2 in section 18, or either Condition 2 or Condition 4 in section 20, is met) ignore the cost it incurs (directly or indirectly) in assessing that need under sections 9 or 10.’.

Paul Burstow

Clause 14, page 14, line 9, at end insert—
‘(4A) Where a local authority that meets an individual’s needs under sections 18 to 20 is satisfied that the individual’s means are insufficient for it to be reasonably practicable for the individual to pay the amount which would otherwise be charged, the authority shall not require the individual to pay more for it than it appears to them that is it reasonably practicable to be paid.’.

Liz Kendall
Mr Jamie Reed

Clause 14, page 14, line 29, at end add—
‘(9) A local authority should publish on its website the current cost that the local authority incurs for particular services for which it may make a charge.’.

Clause agreed to.

Liz Kendall
Mr Jamie Reed

Clause 15, page 14, line 33, leave out ‘cap on care costs’ and insert ‘set level above which an adult starts receiving financial assistance with the costs of their care’.

Withdrawn 99
Care Bill [Lords], continued

Liz Kendall
Mr Jamie Reed

Clause 15, page 15, line 6, leave out ‘cap on care costs’ and insert ‘the set level above which an adult starts receiving financial assistance with the costs of their care’.

Not called 100

Liz Kendall
Mr Jamie Reed

Clause 15, page 15, line 22, at end add—

‘(9) The Secretary of State must report to Parliament—

(a) in advance of this section coming into force with the Government’s assessment of the likely impact of the set level above which an adult starts receiving financial assistance with the costs of their care; and

(b) annually once the section is in effect, with the Government’s assessment of the impact of the set level above which an adult starts receiving financial assistance with the cost of their care, in particular its distributional impact across different levels of income.’.

Negatived on division 102

Liz Kendall
Mr Jamie Reed

Clause 15, page 15, line 27, leave out ‘cap on care costs’ and insert ‘the set level above which an adult starts receiving financial assistance with the costs of their care’.

Clause agreed to.

Clause 16 agreed to.

Not called 101

[Adjourned until Thursday at 11.30 am]