PART 1
CARE AND SUPPORT

General responsibilities of local authorities
1 Promoting individual well-being
2 Preventing needs for care and support
3 Promoting integration of care and support with health services etc.
4 Providing information and advice
5 Promoting diversity and quality in provision of services
6 Co-operating generally
7 Co-operating in specific cases

Meeting needs for care etc.
8 How to meet needs

Assessing needs
9 Assessment of an adult’s needs for care and support
10 Assessment of a carer’s needs for support
11 Refusal of assessment
12 Assessments under sections 9 and 10: further provision
13 The eligibility criteria

Charging and assessing financial resources
14 Power of local authority to charge
15 Cap on care costs


<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>16</td>
<td>Cap on care costs: annual adjustment</td>
</tr>
<tr>
<td>17</td>
<td>Assessment of financial resources</td>
</tr>
</tbody>
</table>

**Duties and powers to meet needs**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>18</td>
<td>Duty to meet needs for care and support</td>
</tr>
<tr>
<td>19</td>
<td>Power to meet needs for care and support</td>
</tr>
<tr>
<td>20</td>
<td>Duty and power to meet a carer’s needs for support</td>
</tr>
<tr>
<td>21</td>
<td>Exception for persons subject to immigration control</td>
</tr>
<tr>
<td>22</td>
<td>Exception for provision of health services</td>
</tr>
<tr>
<td>23</td>
<td>Exception for provision of housing etc.</td>
</tr>
</tbody>
</table>

**Next steps after assessments**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>24</td>
<td>The steps for the local authority to take</td>
</tr>
<tr>
<td>25</td>
<td>Care and support plan, support plan</td>
</tr>
<tr>
<td>26</td>
<td>Personal budget</td>
</tr>
<tr>
<td>27</td>
<td>Review of care and support plan or of support plan</td>
</tr>
<tr>
<td>28</td>
<td>Independent personal budget</td>
</tr>
<tr>
<td>29</td>
<td>Care account</td>
</tr>
<tr>
<td>30</td>
<td>Cases where adult expresses preference for particular accommodation</td>
</tr>
</tbody>
</table>

**Direct payments**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>31</td>
<td>Adults with capacity to request direct payments</td>
</tr>
<tr>
<td>32</td>
<td>Adults without capacity to request direct payments</td>
</tr>
<tr>
<td>33</td>
<td>Direct payments: further provision</td>
</tr>
</tbody>
</table>

**Deferred payment agreements, etc.**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>34</td>
<td>Deferred payment agreements and loans</td>
</tr>
<tr>
<td>35</td>
<td>Deferred payment agreements and loans: further provision</td>
</tr>
<tr>
<td>36</td>
<td>Alternative financial arrangements</td>
</tr>
</tbody>
</table>

**Continuity of care and support when adult moves**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>37</td>
<td>Notification, assessment, etc.</td>
</tr>
<tr>
<td>38</td>
<td>Case where assessments not complete on day of move</td>
</tr>
</tbody>
</table>

**Establishing where a person lives, etc.**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>39</td>
<td>Where a person’s ordinary residence is</td>
</tr>
<tr>
<td>40</td>
<td>Disputes about ordinary residence or continuity of care</td>
</tr>
<tr>
<td>41</td>
<td>Financial adjustments between local authorities</td>
</tr>
</tbody>
</table>

**Safeguarding adults at risk of abuse or neglect**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>42</td>
<td>Enquiry by local authority</td>
</tr>
<tr>
<td>43</td>
<td>Safeguarding Adults Boards</td>
</tr>
<tr>
<td>44</td>
<td>Safeguarding adults reviews</td>
</tr>
<tr>
<td>45</td>
<td>Supply of information</td>
</tr>
<tr>
<td>46</td>
<td>Abolition of local authority’s power to remove persons in need of care</td>
</tr>
<tr>
<td>47</td>
<td>Protecting property of adults being cared for away from home</td>
</tr>
</tbody>
</table>

**Provider failure**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>48</td>
<td>Temporary duty on local authority</td>
</tr>
</tbody>
</table>
49 Section 48: cross-border cases
50 Temporary duty on local authority in Wales
51 Temporary duty on Health and Social Care trust in Northern Ireland
52 Sections 48 to 51: supplementary

Market oversight
53 Specifying criteria for application of market oversight regime
54 Determining whether criteria apply to care provider
55 Assessment of financial sustainability of care provider
56 Informing local authorities where failure of care provider likely
57 Sections 54 to 56: supplementary

Transition for children to adult care and support, etc.
58 Assessment of a child’s needs for care and support
59 Child’s needs assessment: requirements etc.
60 Assessment of a child’s carer’s needs for support
61 Child’s carer’s assessment: requirements etc.
62 Power to meet child’s carer’s needs for support
63 Assessment of a young carer’s needs for support
64 Young carer’s assessment: requirements etc.
65 Assessments under sections 58 to 64: further provision
66 Continuity of services under other legislation

Independent advocacy support
67 Involvement in assessments, plans etc.
68 Safeguarding enquiries and reviews

Enforcement of debts
69 Recovery of charges, interest etc.
70 Transfer of assets to avoid charges

Review of funding provisions
71 Five-yearly review by Secretary of State

Appeals
72 Part 1 appeals

Miscellaneous
73 Human Rights Act 1998: provision of regulated care or support etc a public function
74 Discharge of hospital patients with care and support needs
75 After-care under the Mental Health Act 1983
76 Prisoners and persons in approved premises etc.
77 Registers of sight-impaired adults, disabled adults, etc.
78 Guidance, etc.
79 Delegation of local authority functions

General
80 Part 1: interpretation
PART 2
CARE STANDARDS

Quality of services

81 Duty of candour
82 Warning notice
83 Imposition of licence conditions on NHS foundation trusts
84 Trust special administration: appointment of administrator
85 Trust special administration: objective, consultation and reports

Care Quality Commission

86 Restriction on applications for variation or removal of conditions
87 Rights of appeal
88 Unitary board

Increasing the independence of the Care Quality Commission

89 Chief Inspectors
90 Independence of the Care Quality Commission

Performance ratings

91 Reviews and performance assessments

False or misleading information

92 Offence
93 Penalties
94 Offences by bodies

Regulated activities

95 Training for persons working in regulated activity

PART 3
HEALTH

CHAPTER 1
HEALTH EDUCATION ENGLAND

Establishment

96 Health Education England

National functions

97 Planning education and training for health care workers etc.
98 Ensuring sufficient skilled health care workers for the health service
99 Quality improvement in education and training, etc.
100 Objectives, priorities and outcomes
101 Sections 98 and 100: matters to which HEE must have regard
102 Advice


Local functions

103 Local Education and Training Boards
104 LETBs: appointment etc.
105 LETBs: co-operation by providers of health services
106 Education and training plans
107 Commissioning education and training

Tariffs

108 Tariffs

CHAPTER 2

HEALTH RESEARCH AUTHORITY

Establishment

109 The Health Research Authority

General functions

110 The HRA’s functions

Regulatory practice

111 Co-ordinating and promoting regulatory practice etc.

Research ethics committees

112 The HRA’s policy on research ethics committees
113 Approval of research
114 Recognition by the HRA
115 Establishment by the HRA
116 Membership of the United Kingdom Ethics Committee Authority

Patient information

117 Approval for processing confidential patient information

CHAPTER 3

CHAPTERS 1 AND 2: SUPPLEMENTARY

Miscellaneous

118 Transfer orders

General

119 Chapters 1 and 2: interpretation and supplementary provision

CHAPTER 4

TRUST SPECIAL ADMINISTRATION

120 Powers of administrator etc.
PART 4
HEALTH AND SOCIAL CARE

Integration fund

121 Integration of care and support with health services etc: integration fund

Information

122 The Health and Social Care Information Centre: restrictions on dissemination of information

PART 5
GENERAL

123 Power to make consequential provision
124 Power to make transitional etc. provision
125 Regulations and orders
126 General interpretation
127 Commencement
128 Extent and application
129 Short title

SCHEDULES

SCHEDULE 1 — Cross-border placements
1 Placements from England to Wales, Scotland or Northern Ireland
2 Placements from Wales to England, Scotland or Northern Ireland
3 Placements from Scotland to England, Wales or Northern Ireland
4 Placements from Northern Ireland to England, Wales or Scotland
5 Dispute resolution
6 Financial adjustments
7 (1) In section 86 of the Social Work (Scotland) Act...
8 Provision of NHS accommodation not to affect deemed ordinary residence etc.
9 Direct payments
10 Particular types of accommodation
11 Regulations
12 Interpretation
13 Consequential provision
14 Transitory provision

SCHEDULE 2 — Safeguarding Adults Boards
1 Membership, etc.
2 Funding and other resources
3 Strategic plan
4 Annual report

SCHEDULE 3 — Discharge of hospital patients with care and support needs
1 Cases where hospital patient is likely to have care and support needs after discharge
2 Assessment notice given by responsible NHS body to local authority
3 (1) The relevant authority, having received an assessment notice and...
4 Cases where discharge of the patient is delayed
5 Delegation to management of independent hospital
6 Adjustments between local authorities
7 Meaning of “hospital patient”, “NHS hospital, “NHS body”, etc.
8 Further provision about assessment notices, discharge notices, etc.

SCHEDULE 4 — Direct payments: after-care under the Mental Health Act 1983
  PART 1 — AFTER-CARE UNDER THE MENTAL HEALTH ACT 1983: DIRECT PAYMENTS
  1 (1) Sections 31 (adults with capacity to request direct payments),...
  PART 2 — PROVISION TO BE INSERTED IN SOCIAL SERVICES AND WELL-BEING (WALES) ACT 2014

SCHEDULE 5 — Health Education England
  PART 1 — CONSTITUTION
  1 Membership
  2 (1) The members of HEE must include persons who have...
  3 Non-executive members: terms of office
  4 Non-executive members: suspension from office
  5 (1) Where a person is suspended from office as the...
  6 Non-executive members: pay
  7 Employees: terms of office
  8 Employees: pay
  9 Committees and sub-committees
  10 Procedure
  11 Seal and evidence
  12 Status of HEE
    PART 2 — FUNCTIONS
  13 Exercise of functions
  14 Help or advice for other public authorities
  15 Co-operation
  16 NHS contracts
  17 Arrangements with devolved authorities
  18 Failure to exercise functions
    PART 3 — FINANCE AND REPORTS
  19 Funding
  20 Financial duties: expenditure
  21 Financial duties: use of generated income
  22 Financial duties: controls on total resource use
  23 Financial duties: additional controls on resource use
  24 Losses and liabilities etc
  25 Accounts
  26 Annual accounts
  27 Interim accounts
  28 Annual report
    PART 4 — CONSEQUENTIAL AMENDMENTS
  29 Public Records Act 1958
  30 Public Bodies (Admission to Meetings) Act 1960
  31 Parliamentary Commissioner Act 1967
  32 House of Commons Disqualification Act 1975
  33 Copyright, Designs and Patents Act 1988
  34 Freedom of Information Act 2000
35  Equality Act 2010

SCHEDULE 6 — Local Education and Training Boards
1  The area for which an LETB is appointed
2  Assessment of whether the appointment criteria are being met in relation to LETBs
3  Publication and review of the appointment criteria
4  Exercise of functions

SCHEDULE 7 — The Health Research Authority
PART 1 — CONSTITUTION
1  Membership
2  Non-executive members: terms of office
3  Non-executive members: suspension from office
4  (1) Where a person is suspended from office as the...
5  Non-executive members: pay
6  Employees: terms of office
7  Employees: pay
8  Committees and sub-committees
9  Regulations may provide for the committee appointed under paragraph 8(1)...
10  Procedure
11  Seal and evidence
12  Status of the HRA
   PART 2 — FUNCTIONS
13  Exercise of functions
14  Help or advice for other public authorities
15  Arrangements with devolved authorities
16  Failure to exercise functions
   PART 3 — FINANCE AND REPORTS
17  Funding
18  Fees and indemnities
19  Accounts
20  Annual report
   PART 4 — CONSEQUENTIAL AMENDMENTS
21  Public Records Act 1958
22  Public Bodies (Admission to Meetings) Act 1960
23  Parliamentary Commissioner Act 1967
24  House of Commons Disqualification Act 1975
25  Copyright, Designs and Patents Act 1988
26  Freedom of Information Act 2000
27  Equality Act 2010

SCHEDULE 8 — Research ethics committees: amendments
1  Ionising Radiation (Medical Exposure) Regulations 2000 (S.I. 2000/1059)
2  Ionising Radiation (Medical Exposure) Regulations (Northern Ireland) 2000 (S.R. 2000/194)
3  Health Service (Control of Patient Information) Regulations 2002 (S.I. 2002/1438)
4  Nursing Homes Regulations (Northern Ireland) 2005 (S.R. 2005/160)
5  Residential Care Homes Regulations (Northern Ireland) 2005 (S.R. 2005/161)
6 Independent Health Care Regulations (Northern Ireland) 2005 (S.R. 2005/174)
7 Approval of Research on Organs No Longer Required for Procurator Fiscal Purposes (Specified Purposes) (Scotland) Order 2006 (S.S.I. 2006/310)
8 Human Tissue Act 2004 (Ethical Approval, Exceptions from Licensing and Supply of Information about Transplants) Regulations 2006 (S.I. 2006/1260)
12 Independent Health Care (Wales) Regulations 2011 (S.I. 2011/734)