

*Status: Point in time view as at 01/10/2014.*

*Changes to legislation: Care Act 2014, Paragraph 2 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

#### DISCHARGE OF HOSPITAL PATIENTS WITH CARE AND SUPPORT NEEDS

##### *Assessment notice given by responsible NHS body to local authority*

- 2 (1) The NHS body responsible for a hospital patient, having given the relevant authority an assessment notice, must—
- (a) consult the authority before deciding what it will do for the patient in order for discharge to be safe, and
  - (b) give the authority notice of the day on which it proposes to discharge the patient.
- (2) A notice under sub-paragraph (1)(b) is referred to in this Schedule as a “discharge notice”.
- (3) A discharge notice must specify—
- (a) whether the NHS body responsible for the patient will be providing or arranging for the provision of services under the National Health Service Act 2006 to the patient after discharge, and
  - (b) if it will, what those services are.
- (4) A discharge notice remains in force until—
- (a) the end of the relevant day, or
  - (b) the NHS body responsible for the patient withdraws the notice by giving a withdrawal notice to the relevant authority.
- (5) The “relevant day” is the later of—
- (a) the day specified in the discharge notice, and
  - (b) the last day of such period as regulations may specify.
- (6) A period specified under sub-paragraph (5)(b) must—
- (a) begin with the day after that on which the assessment notice is given, and
  - (b) last for a period of at least two days.

#### **Commencement Information**

**II** Sch. 3 para. 2(5)(b) in force at 1.10.2014 for specified purposes by [S.I. 2014/2473](#), [art. 2\(1\)\(y\)](#)

**Status:**

Point in time view as at 01/10/2014.

**Changes to legislation:**

Care Act 2014, Paragraph 2 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.