

Navigating NHS Continuing Healthcare



Navigating NHS Continuing Healthcare

Best Practices and Challenges



4th May 2023 – 10:45am – Virtual

Conference hosted by Convenzis Group Limited



THE NHS DATA CONFERENCE 2023

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Navigating NHS Continuing Healthcare

SPEAKING NOW





I will be discussing...

"The Patient Journey Through Continuing Healthcare – Learnings and Best Practice"

Dr Sam Gower

Personalised Healthcare Commissioning Clinical Director - Midlands & Lancashire Clinical Commissioning Unit





The Patient Journey Through Continuing Healthcare Learnings and Best Practice

Dr Sam Gower

Personalised Healthcare Commissioning Clinical Director





Background

MLCSU provide a full end to end service delivery model in line with NHSE Maturity Matrix and in line with NHS CHC & FNC National Framework (July 2022 revised)















Eligibility Decision

Digital Systems

Case Management System (CMS) e-Forms to complete QA process Task Allocation direct to right person

Gary's DST and documents undergo a quality assurance process by MLCSU clinicians

CHC assessment and QA form sent to ICB for verification of eligibility decision.

Gary receives confirmation from the ICB (via MLCSU) of his eligibility for CHC funding. Governance

Senior clinical oversight throughout the process Records quality assurance through CMS

ICB Verification Process

Efficient Case Tracking and administration Simplify ICB statutory responsibility Recording of decisions in CMS 28-day clock stops!











Reviews

3 months and 12 month thereafter, Gary's care needs are reviewed.

MLCSU co-ordinate and attend with the care team, Gary and his family. This will ensure Gary continues to receive the right care to meet his needs.

The outcomes are sent to Gary and his family following the meeting.

Digital Systems

Case Management System (CMS) e-Forms to complete digital review Scheduling Assistant

Skilled People

Extensive expertise and experience Manage the Review Meeting Efficient information gathering and recording of outcome

Governance Governance Lnternal Audit Ensures patient needs are met Assurance that the right level of care is commissioned



Appeals

All patients have the right to request an appeal, should they disagree with a CHC eligibility decision.

MLCSU provides an appeals a retrospective appeals service in line with the framework and NHS England local resolution procedures. Digital Systems

Case Management System to access all records

Data gathering from internal and external sources Information Meeting or Independent Review Panel

Robust Process

Independent from CHC services Highly skilled team - extensive experience Compliant with the Framework Retained for IRP Chairs Training



Personalised

Healthcare

NHS **Midlands and Lancashire** Commissioning Support Unit









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UP NEXT...





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"Digitising CHC with IEG4 at Cheshire & Wirral Partnership"



Kevin Valentine

Operations Manager - Cheshire and Wirral Partnership NHS Foundation Trust





Digitising CHC with IEG4 at Cheshire & Wirral Partnership







Welcome, who am I?

Kevin Valentine - Operational Lead at Wirral place, part of Cheshire and Merseyside ICB.

My team manages the AACC service at Cheshire and Wirral Partnership Trust on behalf of Wirral Place which is part of Cheshire and Merseyside ICB.

Background to work with digital referrals at Cheshire & Wirral CCG's

Cheshire and Wirral have been working with IEG4 since 2016, initially as part of five Cheshire and Wirral CCG's. In 2017 the CCG's introduced digital referrals using IEG4 to help streamline the service, offering a transparent system which was both secure and efficient.

The key issues the CCG's wanted to address was to remove the use of paper, faxes and spreadsheets from the CHC application process. This would improve the appropriateness and completeness of referrals, enhance the data quality and reduce error preventing avoidable follow up activity.

Benefits - Digital CHC

How is the partnership helping to drive successful outcomes?

Not just the technology but also an opportunity to review and change current process and support staff through the change. Process reengineering. Digital CHC - Provides a solution which can streamline the CHC Process:

One front door to receive and manage digital CHC referrals

- Visibility of all data and cases
- Workflow framework compliant and assign timelines to processes
- Data Quality improved via intelligent digital forms
- One way of doing things with all the data in one place

— One System for CHC

- Manage a patient from referral to the payment of care packages and reviews of their case in a seamless process
- Eliminates data duplication
- Eliminates data errors
- Accurate reporting based on better quality data





- CWP are part way through the implementation of IEG4's Digital end to end CHC solution
 - On boarding providers to use provider portal
 - Implementing finance module includes Directory of Services
 - Implementing Patient Portal
 - Implementing Children and Young Persons digital referral and workflows
 - Implementing Mental Health digital referral and workflow
- Anticipated future benefits.
 - \circ Provider portal
 - Improves communication and payments for providers
 - Reduces unnecessary contact with finance on payment queries
 - \circ Patient portal
 - Improves patient experience
 - $\circ \quad \text{More efficient} \quad$

• Improve health inequality – streamlines the CHC process and speeds up decision process



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SPEAKING NOW



I will be discussing...

"Consent in NHS Continuing Healthcare"

Joanna Crichton

Legal Director - Hill Dickinson LLP

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Consent in NHS Continuing Healthcare

4 May 2023 Joanna Crichton Legal Director

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Consent in the national framework, July 2022

- 1. Consent to examination or treatment
- 2. Consent to information sharing
- 3. Consent to (participation in) Continuing Health Care Assessment process generally

Consent to examination or treatment

- Not always part of CHC assessment
- Lawful basis required (otherwise assault)

Consent to information sharing

- Medical records are special category personal data (GDPR)
- Need for consent depends on whom information is being shared with
 - Third party non professionals (family, advocates)
 - Other public bodies
 - GPs
 - Private providers
- NHSE Consent form:

Consent is not required to share information within and between Health and Social Care Organisations, because Section 251B of the Health and Social Care Act 2012 (as amended by section 3 of the Health and Social Care (Safety and Quality) Act 2015) places a legal duty on these Organisations to share information where it is needed for the direct care of that patient, or to facilitate the provision of care to that individual

• Article 6 (1) (e) and 9 (2) (h) of the General Data Protection Regulation (GDPR) as enacted by the Data Protection Act 2018.

Consent to CHC assessment process generally

- Consent not actually required for the assessment process
- Statutory Duty on ICBs:
- The National Health Service Commissioning Board and Clinical Commissioning Groups (Responsibilities and Standing Rules) Regulations 2012 (as amended):

Regulation 21 (2)

A relevant body must take reasonable steps to ensure that an assessment of eligibility for NHS Continuing Healthcare is carried out in respect of a person for which that body has responsibility in all cases where it appears to that body that

- a) there may be a need for such care; or
- b) an individual who is receiving NHS Continuing Healthcare may no longer be eligible for such care

What if the person refuses?

- Statutory duty applies
- Useful in review cases
- Person needs to be told the limitations/risks of this
- Consider standard letter

If the person can't consent?

- Consent not required for assessment to take place
- Consent not necessarily required to obtain much of the information
- Where consent would have been required:
 - Attorney or Deputy
 - Best interests decision

Consent form

- Focus of the form the information sharing aspect
- GDPR requirement to act fairly and lawfully
- Recording information provided
- Expectation management
- Aspects of the process that do require consent

Timing

- At the outset is best practice
- Best if people/organisations completing the checklist also have those discussions
- Manage expectations
- Getting it right first time



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SPEAKING NOW





I will be discussing...

"Innovations in Technology and Telehealth for Continuing Healthcare"

Martin Farran

Management Consultant former Director Adult Social Care (DASS)



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End of Day



THANKS FOR ATTENDING



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