



**Liverpool**

**Clinical Commissioning Group**

Corporate Services

Level 4

The Department

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2 Renshaw Street

Liverpool

L1 2SA

Ref: 65066

Email: [foi@liverpoolccg.nhs.uk](mailto:foi@liverpoolccg.nhs.uk)

21 January 2020

Dear

**Re: Freedom of Information Request**

Thank you for your Freedom of Information request received on 31 December 2019 with regards to NHS Continuing Health Care.

**Request / Response:**

In establishing eligibility for NHS Continuing Healthcare, a CCG must apply the Primary Health Needs Test, (Coughlan Case Law).

1. How does NHS Liverpool CCG establish whether a person's needs are within/outside local authority legal limits; i.e. merely incidental or ancillary to the provision of the accommodation which a local authority is under a duty to provide and of a nature which it can be expected that an authority whose primary responsibility is to provide social services, can be expected to provide?

**Response: Liverpool CCG adheres to the principles and processes detailed in the National Framework for NHS Continuing Healthcare and NHS-funded Nursing Care, October 2018 (Revised), practices are aligned accordingly.**

2. Is there one standard/benchmark applied to all CHC assessments, to establish eligibility for NHS Continuing Healthcare? If so, please provide details and copies of relevant documents,

**Response: Liverpool CCG adheres to the principles and processes detailed in the National Framework for NHS Continuing Healthcare and NHS-funded Nursing Care, October 2018 (Revised).**

**The National CHC Tools, that is, the CHC Checklist, Decision Support Tool and Fast Track Pathway Tool, set out in the National Framework are used to**

**determine eligibility for NHS Continuing Healthcare based on the assessed care and support needs of an individual.**

**The National Framework for NHS Continuing Healthcare and NHS-funded Nursing Care, October 2018 (Revised) can be accessed via the Department of Health and Social Care website:**

<https://www.gov.uk/government/organisations/department-of-health-and-social-care>

3. Is each case considered individually, on a case-by-case basis, according to each individual's particular needs? If so, please provide details and copies of relevant documents.

**Response: Not applicable – please see response above.**

We wish to take this opportunity to inform you that a formal complaints and internal review procedure is available to applicants who are unhappy with responses provided to FOI requests. You can formally request an internal review within a reasonable period of time (2 calendar months) from the date this response was issued.

Where you are not satisfied with the decision of the internal review you may apply directly to the Information Commissioners Office (ICO) for a further review of that decision. Generally, the ICO cannot make a decision unless you have exhausted our complaints procedure in the first instance.

The ICO can be contacted at:

Information Commissioners Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF  
[www.ico.gov.uk](http://www.ico.gov.uk)

Should you require any further information, clarification regarding this response or do not feel that your request has been answered as you would expect, please contact us to discuss.

Yours sincerely

**Corporate Services Team  
NHS Liverpool CCG**