Flowchart for advocacy support (Care Act)

Is the person:
- an adult with care and support needs
- a carer of those adults (inc young carers)
- a young person approaching transition
- a carer of those young people….

AND undergoing:
- an assessment
- a care or support plan
- a review
- a safeguarding enquiry / review

No → **Not Eligible**

Yes

You must also consider ·······→ Could the process result in a decision to place the person in a NHS-funded hospital for more than 4 wks or a care home for more than 8 wks (long term change of accommodation (COA))

Do they face substantial difficulty in being fully involved in the decision?

No → **Not Eligible**

Yes

Do they have anyone appropriate who can and will facilitate their *active involvement*?

Yes → *The person's 'natural ally' offers support and representation to ensure they are meaningfully involved*

No → **The local authority MUST arrange independent advocacy support under the Care Act.**

You must also consider

Is there disagreement between LA + appropriate person AND both agree that Advocacy is beneficial — **Yes** →

Could the process result in a decision to place the person in a NHS-funded hospital for more than 4 wks or a care home for more than 8 wks (long term change of accommodation (COA))

Yes

Does the person lack capacity to make the accommodation decision?

No → Do they face substantial difficulty in being involved in the decision?

Yes → Does the LA believe it would be in the person's best interests to arrange an advocate? — **Yes** →

Yes → Does the person have anyone appropriate who can be consulted on their behalf?

No → **The LA must also instruct an IMCA** *for the COA decision*

KATE MERCER TRAINING
Get inspired

www.katemercer-training.com