



LPS Clinical reference Group



Liberty Protection Safeguards Rapid Read

LPS Facts

Clinical Commissioning Groups (CCG)/ Integrated Care Systems (ICS) will be the Responsible Body (RB) for Continuing Healthcare (CHC) funding. For people under health funded care packages of Funded Nursing Care in the community the Local Authority will be the RB. The Government aims to implement the legislation during April 2022. Whilst the LAs are responsible for warranting all Approved Mental Capacity Professionals (AMCPs), they do not have to directly employ them. In private hospitals the LA will be the RB.

National Developments

The consultation on the draft Code of practice and Regulations (statutory instruments) will last for 12 weeks. During the consultation it is anticipated that the government will also produce a further impact statement and guidance on workforce development.

The National Minimum Data Set (MDS) is being developed centrally, and will be communicated centrally to stakeholders.

The Royal College of General Practitioners has been engaged in developing a standardised template for confirmation of mental disorder for patients with existing diagnosis.

Workforce Development

Health Education England (HEE) have been commissioned to produce blended learning training materials which will be available to anyone working in the health economy. The LA will be responsible for ensuring training to convert existing Best Interests Assessors (BIAs) to AMCPs, with the option to run in house conversion courses using a nationally available toolkit.

CCG/ICS's new role

CCG/ICS's will continue to support their providers in ensuring they are preparing for this legislation. The CCG/ICS's will have a new role under the legislation of being the RB for patients eligible for CHC. CCG/ICS's will not be able to delegate this role. CCG/ICS's will need to make arrangements for the assessments of eligible CHC patients.