

## **WELLBEING**

*Wellbeing is the underpinning principle of the Care Act.*

*Advocacy will ensure people's strengths, personalities and connections with places they live are recognised.*

### ***Wellbeing principles:***

- *Personal dignity*
- *Physical and mental health and emotional wellbeing*
- *Protection from abuse and neglect*
- *Control by the individual over day to day life*
- *Participation in work, education, training or recreation*
- *Social and economic wellbeing*
- *Domestic, family and personal relationships*
- *Suitability of living Accommodation*
- *The individuals contribution to society*

## **HOW TO MAKE A REFERRAL**

Ring: 01793 542575

Email:

secure@swindonadvocacy.co.uk

**Swindon Advocacy  
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## **Advocacy under the Care Act 2014**

*The Care Act is a new law about care and support for adults in England. Under the Care Act the Local Authority has a duty to provide independent advocacy for some people to enable them to be fully involved in assessments, care and support planning and review or safeguarding.*



## **WHO IS ENTITLED TO AN INDEPENDENT ADVOCATE UNDER THE CARE ACT?**

*The duty to provide an independent advocate applies to:*

- *Adults who need care and support*
- *Carers of adults (including young carers)*
- *Carers of children in transition*
- *Children who are approaching the transition to adult services*

***Where two conditions can be met:***

- *The person has substantial difficulty in being fully involved within assessment, care and support planning and review or safeguarding.*

**AND**

- *There is no one appropriate and available to support and represent their wishes*

## **WHEN AN ADVOCATE SHOULD BE INVOLVED?**

*When the following is being undertaken:*

- *A needs assessment*
- *A carers assessment*
- *The preparation of a care and support plan or support plan*
- *A child's needs assessment — transition to adult life*
- *A child's carers assessment — transition to adult life*
- *A young carers assessment — transition to adult life*
- *A safeguarding enquiry or safeguarding adult review*

***The Local Authority must arrange for an independent advocate where:***

- *A placement is being considered in an NHS funded provision in hospital (4 weeks +) or a care home (8 weeks+) and the LA believes it is in the best interests of the individual to have an advocate.*
- *There is disagreement between Local Authority and appropriate person and they both agree an advocate would be beneficial*
- *An individual makes an appeal against the Local Authority decision.*

## **ADVOCATES ROLE IN ASSESSMENT**

**Before:**

- *Understanding the aim of assessment*
- *The likely process, who involved, where, when.....*
- *Offering reassurance, dispelling myths*
- *Prepare for assessment thinking about needs, how their condition impacts on well-being and identifying goals*
- *Checking with assessor if any reasonable adjustments are required*

**During:**

- *Supporting the person to understand questions asked*
- *Expressing needs, aspirations, impact, challenges*
- *Checking that any reasonable adjustments that are required happen*
- *Checking that if the person has been assessed as lacking capacity, the assessment is up to date and specific to this decision, checking principles of MCA have been applied*

**After:**

- *Ensuring the record accurately captures what happens*
- *Ensuring the person understands what happened, the decision and what will happen next*
- *Considering if an appeal is necessary*