
To: Renfrewshire Integration Joint Board

On: 24 November 2017

Report by: Chief Officer

Heading: Preparation for Implementation of the Carers (Scotland) Act 2016

1. Summary

- 1.1 The Carers (Scotland) Act will largely come into force on April 1st 2018. The Act relates to both adult and young carers.
- 1.2 A previous report to the IJB on 15 September 2017 updated members on local governance arrangements, and the preparations underway to ensure all required provisions are in place prior to the Act's implementation.
- 1.3 This report provides a further update on Renfrewshire's preparations for the commencement of the new Act, including:
- Renfrewshire's position in terms of readiness against the key provisions required under the Act;
 - The formal consultation process on the draft local Eligibility Criteria for Young Carers and Adults Carers which is currently underway;
 - Scottish Government funding to support preparations for the Act over the coming year and beyond; and
 - An update on the management of the key risks identified by the Carers Act Strategic Steering Group.
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2. Recommendation

- 2.1 It is recommended that the IJB:
- Note the content of the report; and
 - Agree a further report is brought to the IJB in January 2018 to note the findings of the consultation and seek approval of the final drafts of the Adult and Children's Eligibility Criteria, and to provide a further update on Renfrewshire's readiness for the Act's implementation on 1 April 2018.
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3. Readiness for Implementation

- 3.1 The Carers (Scotland) Act will largely come into force on April 1st 2018. The Act relates to both adult and young carers.
- 3.2 Renfrewshire HSCP and Renfrewshire Council Children's Services have undertaken a desktop exercise to determine their readiness against the Act's provisions to fully determine the work that needs to be done in advance of 1 April 2018. The full assessment can be found in Appendix 1: Joint Readiness Toolkit Assessment.
- 3.3 This exercise has highlighted that the HSCP and Council are in a good position of readiness. Subject to national guidance and regulations awaited from the Scottish Government being made available, the Carers Act Strategic Steering Group is satisfied that all outstanding provisions will be in place in advance of the Act, and have supporting delivery plans in place.
- 3.4 A high level implementation plan and timeline can be found in Appendix 2.

4. Eligibility Criteria

- 4.1 Eligibility Criteria is an important aspect in the work required for the Act's commencement on 1 April 2018.
- 4.2 Eligibility Criteria are to be set locally to enable local authorities and IJBs to provide support to carers in different caring situations across a whole range of life circumstances.
- 4.3 Local Eligibility Criteria will help local authorities and IJBs to prioritise support and to target resources as effectively and efficiently as possible. This recognises that demand for support is increasing due to demographic changes, more complex needs and a greater intensity of caring. Demand can vary across different local authority areas. Preventative support to carers also has a role in helping manage future demand where it prevents needs from escalating.
- 4.4 While the Scottish Government has decided against setting national Eligibility Criteria, it issued statutory guidance to support local authorities in setting local Eligibility Criteria. This proposes that all authority areas use the same suite of indicators but have local discretion to establish the threshold for support. To date, the Steering Group has been working with the draft guidance issued. The final guidance has just been issued on 10th November 2017. This guidance now takes account of the Carers (Scotland) Act 2016 (Prescribed Days) Regulations 2017 which sets the commencement date. Otherwise, it has not substantively changed from the draft circulated on 24 August but has been edited and reordered in places to improve clarity and flow.

- 4.5 Before setting Eligibility Criteria, the HSCP and Council's Children's Services must consult persons and bodies representative of carers and must take steps it considers appropriate to involve carers.
- 4.6 There are three aspects to setting an eligibility framework
- the criteria that determine it;
 - the thresholds that must be passed to trigger it; and
 - the services that follow it.
- 4.7 The Scottish Government's guidance also summarises the different ways of supporting carers if the carers' needs do not meet the local Eligibility Criteria.
- 4.8 The formal consultation on the Adult Carers and Young Carers Eligibility Criteria is currently underway and will run until the end of November 2017.

Adult Carers' Eligibility Criteria

- 4.9 In line with Scottish Government Guidance, the HSCP is currently consulting with local adult carers on the national Eligibility Criteria. An abbreviated version of this can be found in Appendix 3.
- 4.10 Following the consultation process, the HSCP will develop local Eligibility Criteria taking account of stakeholder feedback to determine levels of impact/risk and need which are appropriate to trigger the duty to provide support.
- 4.11 The consultation process involves meeting with established carer representative groups in Renfrewshire across different client groups, providing carers with a copy of the national Eligibility Criteria, and providing an opportunity for them to give their views in writing by completing a consultation questionnaire.

Young Carer Statement (YCS) and Eligibility Criteria

- 4.12 The responsible authority where a carer lives has a duty to prepare a Young Carer Statement (YCS) for anyone identified, or identifying themselves, as a carer and willing and able to undertake the role. This duty is irrespective of whether they are deemed eligible for support.
- 4.13 The YCS must identify personal outcomes and detail any support to be provided in order to meet needs in accordance with local Eligibility Criteria. It must also assess the young person's personal circumstances and the extent to which the caring role is appropriate having regard to the young person's age and maturity.
- 4.14 When a young carer does not meet the Eligibility Criteria, the local authority must detail in the YCS the child or young person's needs and how the outcomes will be met. In these circumstances, the young carer

should be signposted to information and advice services and universal and community-based resources. Local authorities have a power to provide support below the threshold set in the Eligibility Criteria.

4.15 Renfrewshire has developed separate Young Carers Eligibility Criteria which aligns with the Scottish Government's Getting It Right For Every Child and young person (GIRFEC) approach. The GIRFEC approach is embedded across Renfrewshire and its partner agencies. A copy of the draft Young Carers Eligibility Criteria can be found in Appendix 4.

4.16 As a part of the current consultation process, young carers are being consulted about:

- the accessibility of the criteria (i.e. do they understand it ?)
- whether it makes clear the difference between ordinary 'helping out' within families and being a 'carer';
- the suitability of using the GIRFEC approach and the eight wellbeing indicators, commonly referred to by their initial letters SHANARRI (**S**afe, **H**ealthy, **A**chieving **N**urtured, **A**ctive, **R**espected, **R**esponsible and **I**ncluded) to assess the impact of the caring role; and
- whether further explanation is needed to make clear how inappropriate or excessive caring responsibilities might impact wellbeing.

Eligibility Criteria Consultation Process

4.17 The Strategic Steering Group has worked with Renfrewshire Carers Centre to develop a comprehensive consultation plan to ensure all the key adult and young carer groups and forums have an opportunity to participate in this process. The key carer representatives, groups and forums are identified below, with a summary of how the Council, HSCP and Carers Centre are engaging with each of these stakeholders:

Key Carer Stakeholders Identified
The Renfrewshire Carers Centre Carers Centre support groups - • Paisley • Mental Health • ADHD/ADD • Parkinson's • Parent • Alzheimer's • Male • ASD • Stroke • Linwood • Former Carer • Kinship • Bridge of Weir

Carers Centre Forum
Learning Disability Group.
Young Carers Forum
Multi-agency Young Carers Working Group
Groups of Young Carers
Children's Services Partnership
IJB Carer Representative
SPG Carer Representative
Learning Disability Carers Forum
Internal Care Homes
External Care Homes
Greenside Carers Group
Autism Carers Group

- 4.18 A targeted approach will be used to consult with the groups above and individual carers in November, with officers from the HSCP and Council and staff from the Carers Centre facilitating discussion. This approach will give carers the opportunity to consider the Eligibility Criteria and ask any questions they may have; the survey will be available to complete as a paper document and online.
- 4.19 In addition to this targeted approach, the HSCP, Council and Carers Centre are also working together to try to reach those carers who may feel more marginalised and not always included within consultation exercises.
- 4.20 A range of wider communications methods are being used to raise awareness of the new Carers Act and offer as many carers as possible an opportunity to participate in the consultation:
- A feature on the HSCP, Carers Centre and Renfrewshire Council's Website
 - Use of Social Media including Facebook and Twitter
- 4.21 In line with Scottish Government guidance the findings of the consultation and final drafts of the Adult and Children's Eligibility Criteria will be presented to both the IJB and Renfrewshire Council's Education Policy Board for approval at their meetings on 26 January 2018 and 18 January 2018 respectively.
- 4.22 Subject to approval, the Adult and Young Carers local Eligibility Criteria will be published, and subject to regular review, as required under Section 22 of the Act.
- 5. Recognition of the Carer's Role in Transitions between Children and Adult Services**
- 5.1 The transition between children and adult services is recognised as a particularly important and stressful issue for young people in transition and their carers. For this reason, a transition planning agreement is in

place which clearly describes the steps to be taken towards transition to adult services. This is currently being updated to reflect new developments such as the Carers Act.

6. Scottish Government Funding

- 6.1 The Financial Memorandum to the Carers Bill sets out the Scottish Government's original estimated costs of implementing the Carers Act in Scotland. It is estimated that total costs will rise from £19.4m in year 1 (2018-19) to a recurring level of £88.521m by year 5 (2022-23).
- 6.2 Concerns about possible under-funding of the Carers Bill were expressed in submissions to the Scottish Parliament Finance Committee in 2015, by COSLA, Social Work Scotland, some individual local authorities and partnerships, and by leading Carers organisations. The position of the Scottish Government has been that the sums set out in the Financial Memorandum represent significant additional funding to assist carers, recognising the immense contribution carers make to the health and wellbeing of Scotland's people. The additional demand over the five years following the implementation of the Act from April 2018 has been very difficult to predict with certainty, and the calculations in the Finance Memorandum have necessarily been based on many assumptions. The main financial risks identified by the national Finance Advisory Group are outlined in Section 8: Risks.

2017/18 Funding

- 6.3 Renfrewshire has been allocated £69.6k funding for 2017/18 by the Scottish Government to support implementation preparations for the commencement of the Act. The Strategic Steering Group recently agreed this funding would be allocated equally between the Adult and Young Carers service areas.
- 6.4 Children's Services are using their one off funding allocation towards creating a dedicated Young Carer Resource Worker (YCRW) to work across Renfrewshire Children's Services as well as the Carers Centre.
- 6.5 The HSCP has still to agree the best use of their 2017/18 funding allocation. This will be determined once it has received all outstanding national guidance, and the financial and capacity implications associated with Act are clearer.

7. Risks

- 7.1 There are a number of risks which may impact on the successful implementation of the Carers Act. These are detailed in the table below with supporting mitigation activities identified by the Strategic Steering Group.

Risk	Identified mitigation
1 Delays in the issuing of regulations and in receiving guidance could negatively impact on planning activity. In particular, there are a number of points which Renfrewshire require clarification i.e. where responsibility lies when a cared for person lives in Renfrewshire however the carer lives in another local authority area	Renfrewshire has representation on national groups and has an early indication on direction of travel, in advance of regulations/ formal guidance being issued.
2 The development of local eligibility criteria could lead to inconsistency in support levels across Scotland, and even within the Greater Glasgow and Clyde area.	This risk will be highlighted through our representative on national groups.
3 The main financial risks, as identified by the national Financial Advisory Group, are: • Inability to build capacity prior to commencement date resulting in the HSCP and Council being unable to cope with potential demand in year 1. • Insufficient funding as outlined in the Financial Memorandum to the Carers Bill to cover full costs of implementation, in particular for the earlier financial years; • Unit cost of providing an Adult Carer Support Plan / Young Carer Statement or duty to support (including replacement care) is higher than estimated in the Financial Memorandum (which is at 2013-14 prices); • Demand, for assessments and/or support, is significantly higher than outlined in Financial Memorandum; • Insufficient funding to cover full cost of Waiving of Charges as estimated at £16m per annum (nationally). • Insufficient funding to cover replacement care.	A new national Finance Group is being established to take forward outstanding issues relating to the financing of the Carers Act. This new group will focus on establishing, collecting and monitoring data, the identification and monitoring of key financial risks, and the formal process for addressing any significant financial gaps arising from the implementation of the Act.

8. Next Steps

- 8.1 A further report will be brought to the IJB in January 2018 to note the findings of the consultation and seek approval of the final drafts of the Adult Carer and Young Carer Eligibility Criteria and to provide a further update on Renfrewshire's readiness for the Act's implementation on 1 April 2018.

Implications of the Report

- 1. Financial** – Scottish Government has indicated that this will be the final year of Carer Information Strategy Fund to be replaced by Financial Framework of Carer Scotland Act
- 2. HR & Organisational Development** – additional staff training planned to support staff through change.
- 3. Community Planning – Nil**
- 4. Legal – Nil**
- 5. Property/Assets – Nil**
- 6. Information Technology** – managing information and making information available may require ICT input.
- 7. Equality & Human Rights** – Specific investment to reach hard to reach carers. Carers Strategy requirement of Carers (Scotland) Act will require full EQIA.
- 8. Health & Safety – Nil**
- 9. Procurement – Nil**
- 10. Risk** – as highlighted within the report
- 11. Privacy Impact – Nil**

List of Background Papers:

Preparation for Implementation of the Carers (Scotland) Act, Renfrewshire Integration Joint Board, 15th September 2017

Carers (Scotland) Act 2016 – Implementation of Young Carers Requirements, Education and Children's Services Policy Board, 2 November 2017

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Appendix 2 - Carers Act Implementation Plan

Carers Act Implementation Plan	
November 2017	• Publish draft Young Carers and Adult Carers eligibility criteria • Consultation process underway • Updated Direction approved by the IJB, for issue to the Council and NHS GGC Board • Report on the implications of the Act for Renfrewshire Children's services presented to the Education and Children's Policy Board
December 2017	• Closure date for consultation responses • Complete analysis of consultation responses and meetings
January 2018	• Report to IJB and Council on consultation responses and proposed final Adult and Young Carers eligibility criteria • IJB and Council agree the first Adult Carers and Young Carers eligibility criteria, taking into account consultation responses.
February – March 2018	Based on guidance yet to be received from the Scottish Government, systems, paperwork, training and infrastructure to support implementation of the Act will be put in place: • Arrangements for Support Plans and Young Person Statements in place • Short breaks statement prepared and published • Deliver any required changes to information systems • Operational Guidance • Plan and deliver communications and training to staff • Develop public information including FAQs • Council agrees 2018-19 budget, including available IJB budget to support the implementation of the Act and this will be agreed by NHS Board. • Draft Young Carers Strategy presented to the IJB and Council for approval • Draft Adult Carers Strategic Objectives presented to the IJB and Council for approval
April 2018	• Draft Young Carers Strategy and Draft Adult Carers Strategic Objectives finalised and published • Commence Act in line with eligibility criteria

Appendix 1: Joint Carers Act Readiness

Part of Act	Summary	Key Points	Renfrewshire Position October 2017
PART 1 - KEY DEFINITIONS			
Sections 1,2,3	Sets out meaning of: - carer - young carer - adult carer	The meaning of “carer” includes an individual “who intends to provide care” as well as an individual who provides care. Individuals are not carers if the cared-for person under the age of 18 only needs care because of their age. This now brings within scope of the meaning of carer those individuals caring for children with conditions such as autism and Attention Deficit Hyperactivity Disorder (ADHD). Therefore, with regard to cared-for people who are children, the terminology, “disabled child” is not used. Young carers are aged under 18 or age 18 or over if they are still at school.	Agreed Relevant paperwork and information will be updated to reflect the meaning of carer as defined in the Act. In Renfrewshire we recognise that young carers are children and young people first. We will take a holistic, GIRFEC approach to meeting their needs which will protect children and young people from undertaking caring responsibilities and tasks which are inappropriate in terms of their age and maturity.
Sections 4,5	Sets out meaning of: - personal outcomes - identified personal outcomes - identified needs	Personal outcomes will, if achieved, enable carers to provide or continue to provide care for the cared-for person. Amongst other things, this aims to stop carers who already provide care from reaching breaking point. It is about sustaining and supporting the carer in the caring role. In order to achieve this, the carer will have a life alongside caring.	Agreed Outcomes focussed work is current practice.
PART 2 - ADULT CARER SUPPORT PLANS AND YOUNG CARER STATEMENTS			
Section 6	Duty to prepare adult carer support plan	The section provides for the offering of an Adult Carer Support Plan (ACSP) by the responsible local authority and the requesting of an ACSP by an individual carer.	Underway as part of the Carers Act Implementation Plan – on track for 1 April 2018

		This means there are now two ways in which an individual can access an ACSP. An ACSP must be prepared, even if the carer is not deemed eligible for support (according to local eligibility criteria). In these circumstances, the ACSP should include signposting and access to any relevant supports, for example, universal or community-based services. The responsible local authority must exercise its functions under this section in a manner which encourages equal opportunities.	Current assessment process will be reviewed to ensure compliance with the Act.
	Duty to prepare young carer statement	This section provides for two ways for a Young Carer Statement (YCS) to be provided: (i) the offering of a YCS by the responsible authority; and (ii) the requesting by an individual young carer for a YCS. A YCS must be prepared even if the young carer is not eligible for support (according to local eligibility criteria). In these circumstances, the YCS should include signposting and access to any relevant supports, for example, universal or community-based services. The responsible authority must exercise its functions under this section in a manner which encourages equal opportunities.	In place and compliant – no further action required Process for the identification of young carers and the provision of YCS developed. We will use a GIRFEC based self-assessment approach to identify young carers at the earliest possible stage and to provide preventative support which feels most joined-up from the point of view of the young carer. Consultation with young carers and partner agencies completed.
Section 7	Adult carers of terminally ill cared-for persons	Scottish Ministers must prescribe timescales in regulations for the preparation of the ACSP in relation to adult carers of terminally ill cared-for persons. This regulation-making power is unlikely to be	In place and compliant – no further action required It is current practice to ensure that assessment and support relating to terminally ill cases is progresses in a timeous manner.

Section 8	Adult carers: identification of outcomes and needs for support	introduced now but there will be guidance. This section contains a regulation-making power to define personal outcomes which is not being used. In identifying an adult carer's personal outcomes and needs for support, the responsible local authority must take into account any impact that having one or more protected characteristics has on the adult carer.	Compliance unknown at this stage as awaiting Regulations from the Scottish Government – this has been raised through National Groups Current practice ensures that protected characteristics are taken into account when identifying personal outcomes and needs for support.
Section 9	Content of adult carer support plan	This sets out, amongst other things, the range of information that the ACSP must contain. It includes information on the impact of caring on wellbeing and day-to-day life, and matters including, for example: - the adult carer has arrangements in place for the provision of care in an emergency; - the adult carer has arrangements in place for the future care of the cared-for person; and - the carer is, or wishes to be, in employment or education. This section contains a regulation-making power to further prescribe the content of an ACSP. This power is not being used.	Compliance unknown at this stage as awaiting Regulations from the Scottish Government – this has been raised through National Groups Current assessment tool will be reviewed to ensure full compliance.
Section 10	Review of adult carer support plans	This section contains a regulation-making power about the review of adult carer support plans. There may be regulations under section 10(a) setting out the circumstances in which the ACSP is to be reviewed but there are unlikely to be regulations under section 10 (b), (c) and (d).	In place and compliant – no further action required Reviews are carried out on an annual basis or following a change in circumstances
Section 11	Adult carer support plan: provision of	This section places a duty on the responsible local authority to provide the adult carer with the	In place and compliant – no further action required

	information to carer etc.	information contained in the ACSP. The information may also be provided to any other person the adult carer requests. The section does not apply if the responsible local authority does not consider the sharing of the information appropriate.	Current practice to provide carer with information and to share information as requested and appropriate.
Section 14	Content of a Young Carer Statement.	YCS must contain information about the extent to which the responsible authority considers the nature and extent of the care provided by the young carer is appropriate.	Compliance unknown at this stage as awaiting Regulations from the Scottish Government – this has been raised through National Groups YCS assessment process is aligned to GIRFEC and will identify and respond appropriately to those children and young people whose caring responsibilities and family circumstances are, or are likely to be, a risk to their wellbeing. Wellbeing will be conceptualised in terms of our system-wide GIRFEC approach.
Section 15	Identification of young carer's personal outcomes and identified needs	Personal outcomes will, if achieved, enable carers to provide or continue to provide, care for the cared-for person. As such, personal outcomes are aimed at sustaining the caring role. The Act contains regulation-making power to define personal outcomes which is not being used at this stage. In identifying a young carer's personal outcomes and needs for support, the responsible authority must take into account any impact upon the young carer of one or more protected characteristics.	Compliance unknown at this stage as awaiting Regulations from the Scottish Government – this has been raised through National Groups We will align young carer personal outcomes with the GIRFEC approach embedded across children's services. We will use the SHANARRI indicators to identify needs and develop personal outcomes – Safe, Healthy, Active, Nurtured, Achieving, respected, Responsible and Included. In the event of regulations re personal outcomes we will review and amend our approach accordingly. Young carers will use the 'Viewpoint' tool to self-evaluate the achievement of their personal outcomes.
Section 16	Review of Young	This section contains regulation-making power about	Underway – on track to be in place and compliant by 1

	Carer Statements	the review of YCS. There may be regulations under section 16 (a) setting out the circumstances in which the YCS is to be reviewed but there are unlikely to be regulations under section 16 (b) the frequency of review, (c) the procedure of review and (d) arrangements for obtaining the views of young carers and cared-for persons.	April 2018 Review process developed and is currently out for consultation.
Section 17	Young Carer Statement – provision of information to the carer etc.	Information contained in the YCS can be provided to the child or young person's Named Person. However, there is no duty in the Carers (Scotland) Act 2016 to do so. Instead, provision for the sharing of information by the responsible authority for a YCS with the Named Person Service provider exists in section 26 of the Children and Young people (Scotland) Act 2014. This section sets out the framework under which information requires to be shared between service providers and the Named Person Service provider. The views of the young carer would be ascertained and had regard to if reasonably practicable and in having regard to the views of the young carer an important consideration would be the young carer's age and maturity.	In place and compliant – no further action required Current information sharing procedures are aligned to best practice guidance issued by the Information Commissioner. Practice guidance on information sharing provided by legal services is in use across Children's Services. Procedures for sharing of YCS information with the Named Person will be developed as and when Named Person provision of the Children and Young People (Scotland) Act 2014 is enacted and in accordance with related information sharing statutory guidance.
Section 18	Continuation of YCS	If a young carer reaches the age of 18 years, the YCS for that carer continues to have effect until an Adult Carer Support Plan (ACSP) is provided.	In place and compliant however further improvement work being progressed in anticipation of the Act Renfrewshire has integrated adult and young carer services and there is a process to enable young carers to transition to adult carer services and an adult carer support plan. However, we require to develop a robust protocol to minimise delay in transition and manage expectations about ongoing support provision.
Section 19	Responsible	This section sets out who the responsible authority is	In place and compliant – no further action required

	authority: general	in relation to a young carer. Where the young carer is a per-school child, the responsible authority will be the health board for the area in which the child resides. In any other case, the responsible authority will be the local authority for the area in which the young carer resides.	In Renfrewshire, pre-school children identified as having caring responsibilities will be referred to social work for assessment.
PART 3 - DUTY TO PROVIDE SUPPORT TO CARERS			
Section 21,22,23	Duty to set local eligibility criteria; Publication and review of criteria; National eligibility criteria	Each local authority is to set local eligibility criteria. Before setting eligibility criteria, each local authority must consult persons and bodies representative of carers and it must take steps it considers appropriate to involve carers. A local authority must have regard to such matters as the Scottish Ministers may by regulations specify when setting its local eligibility criteria. However, this regulation-making power is not being used at present and the matters will be set out in guidance. Each local authority is required to publish and review its eligibility criteria. There is a regulation-making power which will be used regarding review of the local eligibility criteria. This section contains a further power for Scottish Ministers to make regulations setting out national eligibility criteria. This is a reserve power to be used at a later date if necessary. The eligibility criteria must be published and reviewed at intervals established by regulation. The Act does not preclude the use of different criteria for adult and young carers.	Underway – on track to be in place and compliant by 1 April 2018 A consultation exercise involving relevant stakeholders including carers and young carers is underway using the eligibility criteria in the guidance. Based on consultation feedback, draft eligibility criteria for both Adult Carers and Young Carers will be submitted to the IJB in January 2018 for approval. Eligibility criteria will be published no later than 1st April 2021 to comply with the Act.

Section 24	Duty to provide support	This section provides for a duty on the responsible local authority to support carers who have eligible needs. There is also a power to support carers to meet needs which do not meet the eligibility criteria. A carer's needs for support must be assessed within the framework of the ACSP/YCS scheme. The Act defines eligible needs for support as those which cannot be met through the provision of services available generally and/or by information and advice services, and/or by services provided to the cared-for person (with the exception of replacement care). The local authority must also deem eligible needs according to local eligibility criteria. Where a carer is deemed eligible for support, this may take the form of a personal budget and offer of self-directed support options.	Compliance unknown as this is subject to the Scottish Government issuing Regulations. Carers currently receive support either following a statutory assessment of their needs. Carers also receive support from non statutory services, e.g. Carers Centre. Following consultation updated eligibility criteria will be agreed by the IJB. SDS processes to be reviewed to comply with Act.
Section 25	Provision of support to carers: breaks from caring	A local authority is required to consider whether any support provided should include or take the form of a break from caring. Each local authority must have regard to the desirability of breaks from caring being provided on a planned basis. The 'market sufficiency' duty in the Social Care (Self-directed Support) Scotland Act 2013 applies in relation to support provided as a break from caring. This means that a local authority must, in so far as is reasonably practicable, promote short break providers and a variety of short breaks.	This is currently in place however will be reviewed and updated to reflect national guidance. On track to be in place and compliant by 1 April 2018 Short breaks are currently provided to carers following an assessment. Breaks are available for a range of 'outcomes' including a break from caring, attending training, appointments etc. Following guidance from the Government, a short breaks services statement will be developed. Renfrewshire Carers' Centre currently provides a range of opportunities for breaks from caring. The new Young Carer Strategy will describe activities across Renfrewshire Children's Services Partnership to

			provide a suite of additional breaks from caring which meet with the aspirations and preferences of our local young carer population. The strategic aim will be to engage young carers in local community-based activities and to support them to develop a life outside of caring.
Section 26	Charging for support provided to carers	Regulations are already in place to waive charges for support to carers. These will be amended to reflect the Carers Act provisions but will not change policy. Guidance will be issued.	Under review Once national guidance has been received, financial impact of the Act will be considered as part of the implementation work.
PART 4 – CARER INVOLVEMENT			
Sections 27, 28, 29, 30	Duty to involve carers in carer services; Carer involvement in hospital discharge of cared-for persons; Involvement of, assistance to and collaboration with carers; Care assessments: duty to take account of care and views of carers	A number of different provisions about carer involvement and taking into account the views of carers. The duty to involve carers in carer services complements what exists in the CYP Act and the Public Bodies (Joint Working) (Scotland) Act 2014. Health boards must involve carers in the planning of discharge from hospital of cared-for persons. Guidance will be issued.	In place and compliant – no further action required Carers are currently involved in the planning of carers services (IJB, CAIG) and the discharge process.
PART 5 - LOCAL CARER STRATEGIES			

Section 31,32,33	Duty to prepare local carer strategy; Preparation of local carer strategy; Publication and review of local carer strategy	Each local authority and relevant health board must jointly prepare a local carer strategy. It must contain, amongst other things, plans for identifying relevant carers; and plans for helping relevant carers put arrangements in place for the provision of care in emergencies. There are consultation requirements. There are factors which must be taken into account in preparing the local carer strategy. These include the national health and wellbeing outcomes. The local carer strategy must be published.	<u>Adult Carers</u> Underway, high level strategic objectives will be in place by 1 April 2018 In line with the Act and subsequent guidance, a full strategy will be published in 2019, to bring it in line with the strategic planning cycle. A Carers Act Implementation Plan is being prepared for agreement by the IJB. <u>Young Carers</u> Underway – on track to be in place and compliant by 1 April 2018 The Young Carer Strategy will be developed within the framework and timescales set by the Act. The Young Carer Strategy will be integrated within the wider Renfrewshire H&SCP Carer Strategy document. The Young Carer Strategy will also be embedded within the Renfrewshire Children's Services Partnership Plan and will be developed, published and reviewed within concomitant processes.
PART 6 – INFORMATION AND ADVICE FOR CARERS			
Section 34	Information and advice service for carers	Each local authority must establish and maintain, or ensure the establishment and maintenance of an information and advice service in its area.	Underway – on track to be in place and compliant by 1 April 2018 Renfrewshire Carers Centre is funded to provide

		The service must provide information and advice for carers in particular about: • carers' rights, including those set out in the carers' charter (when it is published), • income maximisation, • education and training, • advocacy, • health and wellbeing (including counselling), • bereavement support services following the death of a cared-for person, • emergency and future care planning. Each local authority must identify information and advice that is likely to be of particular relevance to persons who have one or more protected characteristics of age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation.	information and advice services. Relevant information sources e.g. RHSCP and Council website will be updated with information relating to the Act. DEAR group to be consulted.
Chapter 35	Short breaks services statements	Each local authority is required to prepare and publish a short breaks services statement. This document will describe the short-breaks services available in Scotland for carers and cared-for persons. Local authorities will be encouraged to identify gaps and plan and commission new short breaks provision to meet the needs of carers in their areas. Scottish Ministers are expected to use the regulation-making power to make further provision about the preparation, publication and review of short breaks services statements.	Planned as part of the current Carers Act Implementation Plan, to be in place by 1 April 2018, subject to Scottish Government guidance Once available, a mapping exercise will be undertaken to identify local services and any gaps.
Section 36	Carers Charter	Section 36 requires, amongst other things, that Scottish Ministers must prepare a carers' charter and may from time to time revise the charter.	Under review to establish local requirement for 1 April 2018

			Awaiting detail from Scottish Government. The Scottish Government is consulting on a draft charter and a response has been submitted.
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Appendix 2 - Carers Act Implementation Plan

Carers Act Implementation Plan	
November 2017	• Publish draft Young Carers and Adult Carers eligibility criteria • Consultation process underway • Updated Direction approved by the IJB, for issue to the Council and NHS GGC Board • Report on the implications of the Act for Renfrewshire Children's services presented to the Education and Children's Policy Board
December 2017	• Closure date for consultation responses • Complete analysis of consultation responses and meetings
January 2018	• Report to IJB and Council on consultation responses and proposed final Adult and Young Carers eligibility criteria • IJB and Council agree the first Adult Carers and Young Carers eligibility criteria, taking into account consultation responses.
February – March 2018	Based on guidance yet to be received from the Scottish Government, systems, paperwork, training and infrastructure to support implementation of the Act will be put in place: • Arrangements for Support Plans and Young Person Statements in place • Short breaks statement prepared and published • Deliver any required changes to information systems • Operational Guidance • Plan and deliver communications and training to staff • Develop public information including FAQs • Council agrees 2018-19 budget, including available IJB budget to support the implementation of the Act and this will be agreed by NHS Board. • Draft Young Carers Strategy presented to the IJB and Council for approval • Draft Adult Carers Strategic Objectives presented to the IJB and Council for approval
April 2018	• Draft Young Carers Strategy and Draft Adult Carers Strategic Objectives finalised and published • Commence Act in line with eligibility criteria

Appendix 3 – Draft Adult Carer Eligibility Criteria

1. Illustrative threshold for carer support



2. Table of Indicators

	Caring has no impact NO RISK	Caring has low impact LOW RISK	Caring has moderate impact MODERATE RISK	Caring has substantial impact SUBSTANTIAL RISK	Caring has critical impact CRITICAL RISK
Health & Wellbeing	Carer in good health.	Carer's health beginning to be affected.	Carer's health at risk without intervention.	Carer has health need that requires attention.	Carer's health is breaking/has broken down.
	Carer has good emotional wellbeing.	Caring role beginning to have an impact on emotional wellbeing.	Some impact on carer's emotional wellbeing.	Significant impact on carer's emotional wellbeing.	Carer's emotional wellbeing is breaking/ has broken down.
Relationships	Carer has a good relationship with the person they care for and is able to maintain relationships with other key people in their life.	Carer has some concerns about their relationship with the person they care for and/or their ability to maintain relationships with other key people in their life.	Carer has identified issues with their relationship with the person they care for that need to be addressed and/or they find it difficult to maintain relationships with other key people in their life.	The carer's relationship with the person they care for is in danger of breaking down and/or they no longer are able to maintain relationships with other key people in their life.	The carer's relationship with the person they care for has broken down and their caring role is no longer sustainable and/or they have lost touch with other key people in their life.
Living Environment	Carer's living environment is suitable posing no risk to the physical health and safety of the carer and cared for person.	Carer's living environment is mostly suitable but could pose a risk to the health and safety of the carer and cared for person in the longer term.	Carer's living environment is unsuitable but poses no immediate risk.	Carer's living environment is unsuitable and poses an immediate risk to the health and safety of the carer and/or cared for person.	Carer's living environment is unsuitable and there are immediate and critical risks to the health and safety of the carer and/or cared for person.
Employment & Training	Carer has no difficulty in managing caring and employment and/or education.	Carer has some difficulty managing caring and employment and there is a risk to	Carer has difficulty managing caring and employment and there is a risk to sustaining employment and/or education	Carer has significantly difficulty managing caring and employment and there is a risk to sustaining	Carer has significant difficulty managing caring and employment and/or education and there is an

		sustaining employment and/or education in the long term.	in the medium term.	employment and/or education in the short term.	imminent risk of giving up work or education.
	Carer does not want to be in paid work or education.	Carer is not in paid work or education but would like to be in the long term.	Carer is not in paid work or education but would like to be in the medium term.	Carer is not in paid work or education but would like to be soon.	Carer is not in paid work or education but would like to be now.
Finance	Caring is not causing financial hardship e.g. carer can afford housing cost and utilities.	Caring is causing a risk of financial hardship e.g. some difficulty meeting housing costs and utilities.	Caring is causing some detrimental impact on finances e.g. difficulty meeting either housing costs OR utilities.	Caring is having a significant impact on finances e.g. difficulty meeting housing costs AND utilities.	Caring is causing severe financial hardship e.g. carer cannot afford household essential and utilities, not meeting housing payments.
Life balance	Carer has regular opportunities to achieve the balance they want in their life. They have a broad choice of breaks and activities which promote physical, mental, emotional wellbeing.	Carer has some opportunities to achieve the balance they want in their life. They have access to a choice of breaks and activities which promote physical, mental, emotional wellbeing.	Due to their caring role, the carer has limited opportunities to achieve the balance they want in their life. They have access to a few breaks and activities which promote physical, mental, emotional wellbeing.	Due to their caring role, the carer has few and irregular opportunities to achieve the balance they want in their life. They have little access to breaks and activities which promote physical, mental, emotional wellbeing.	Due to their caring role, the carer has no opportunities to achieve the balance they want in their life. They have no access to breaks and activities which promote physical, mental, emotional wellbeing.
Future Planning	Carer is confident about planning for the future and has no concerns about managing caring.	Carer is largely confident about planning for the future but has minor concerns about managing caring.	Carer is not confident about planning for the future and has some concerns about managing caring.	Carer is anxious about planning for the future and has significant concerns about managing caring.	Carer is very anxious about planning for the future and has severe concerns about managing caring.

Appendix 4 - Draft Young Carers Eligibility Criteria

The Carers' (Scotland) Act 2016 places a number of duties upon local authorities to respond to the needs of young carers. Local authorities must offer a Young Carer Statement to children and young people who are identified as young carers. Children and young people who request a Young Carer Statement must also have one provided.

Local authorities must maintain a carer advice service which provides information and signposting to young carers.

The Act places a duty on local authorities to set local eligibility criteria for access to services. The criteria must be developed in consultation with carers and carer representatives and it must be published before 1 April 2018.

In Renfrewshire, we propose that children and young people will be deemed to meet the threshold for support if they satisfy the following criteria:

1. Meets the definition of young carer as per the Carers (Scotland) Act 2016.

... "carer" means an individual who provides or intends to provide care for another individual (the "cared-for person"). Part 1 (1)

... "young carer" means a carer who –is under 18 years old, or

has attained the age of 18 years while a pupil at a school, and has since attaining that age remained a pupil at that or another school. Part 2 (a) & (b).

2. Lives in Renfrewshire.
3. Has caring responsibilities which have, or are likely to have, an adverse impact upon their wellbeing, assessed in terms of SHANARRI wellbeing indicators
4. Has caring responsibilities exceeding that which an 'average' child or young person of the same age and stage of development might reasonably be expected to undertake (for example, helping with shopping, basic housework tasks, preparing simple meals).