

The Pauline Thompson memorial edition

Community Care and the Law

Sixth edition

Luke Clements



‘... an indispensable guide for those working in the field of community care.’ *Adviser*

‘This gem of a book ... sets out everything you could possibly want to know about community care law and practice (and much that you didn’t know existed) ... I would urge you to buy this book.’ *Mind*

Community Care and the Law is the pre-eminent legal text on adult social care law. Its contributors are leading experts in the field its author, Professor Clements, was the expert adviser to the Parliamentary Committee that scrutinised the Bill that became the Care Act 2014.

The 6th edition has involved a comprehensive revision of this established text to provide a completely up-to-date analysis of the law relating to the rights of adults in need and carers in England.

Community Care and the Law is the leading text for lawyers, policymakers, local authority and voluntary sector advisers and carers. The book presents this complex area of law with clarity but without oversimplification. It provides a detailed route map through the law and offers practical guidance on how it impacts on procedures and services.

There is a comprehensive coverage of local authority duties and powers, to adults in need and to carers – including assessments, care planning, ordinary residence, care and support services, direct payments, NHS responsibilities, housing, MHA 1983 s117 services, the rights of prisoners and substance misusers, safeguarding and the rights of asylum seekers. The remedies chapter has a step by step guide to complaints, ombudsman and judicial review procedures.

The sixth edition addresses:

■ The statutory scheme, the well-being duty and other cross cutting obligations ■ Assessments, care planning and care services ■ Ordinary residence ■ Charging ■ Direct payments ■ NHS Continuing Healthcare, hospital discharge and intermediate care ■ Mental Capacity ■ Housing rights, adaptations and grants ■ Group specific care and support duties for: older people, people with learning disabilities, autism, mental health difficulties, substance misuse, sensory impairments and prisoners ■ People subject to immigration controls ■ The regulation of domiciliary and residential care ■ Safeguarding ■ Remedies

The new edition contains extensive cross referencing for easy navigation. The appendixes include the text of the key provisions of the Care Act 2014 and other relevant legislation.

Luke is the Cerebra Professor of Law and Social Justice at the School of Law, Leeds University, and a solicitor with Scott-Moncrieff Associates LLP (London). Luke’s work is primarily concerned with the rights of people who experience social exclusion, including disabled people and carers.

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