



## Equality Impact Assessment (EIA)

### Title of policy/process under consideration

Mental Health Aftercare plans

### Lead department

Corporate Affairs

Is this policy/process? (Please tick)

New  Existing  Revised

Is this a full EIA? (Please tick)

Yes  No

### Please state the reasons for the above decision.

The policy sets out when it is appropriate for ILF funding to continue, where an individual has a Mental Health aftercare plan. In doing so it provides guidance relating to the remit of the ILF. Provision not met by the ILF is the legal responsibility of the Health authority and Local authority. Whilst the impact of the policy may mean that the ILF withdraws support this is because that support is the legal responsibility of other government bodies, there should therefore be no negative impact upon any of the protected characteristics. Given that there is no identified negative impact a full impact assessment has not been completed. The ILF provides for personal and domestic needs to enable individuals to continue to live independently within their community, the policy allows the ILF to continue to meet these needs where appropriate. The ILF remit has never been to provide direct support towards meeting health care needs.

It should also be noted that healthcare provision is provided free of charge, whereas most ILF users are required to make a contribution towards their care needs.

### What are the policy/process objectives and aims?

The policy applies to ILF users that have been discharged from hospital and are in receipt of aftercare under section 117 of the mental health act.

As it is the duty of the Primary Care Trust or Local Health Board and of the Local Social Services authority to provide aftercare in relation to the individual's mental health, ILF provision may only continue if there are support needs that are not related to someone's on-going mental health.

The policy ensures that needs which should be met free of charge by the relevant health and social services authorities are not covered by the ILF. This makes sure that users receive the appropriate professional support relating to the mental health needs.

### Please state the reasons why the changes are taking place.

The policy previously stated that where an individual has a mental health aftercare plan the ILF would withdraw support, this has been amended in recognition that there is a possibility that a user may remain eligible for ILF funding where they have needs that are not directly related to mental health. In such circumstances the ILF may continue to provide support provided that the user is able to meet the eligibility criteria as set out in the first schedule of the trust deed.

<b>Key</b>		
<b>-2</b>	Significant negative impact	<b>+1</b> Mild/moderate positive impact
<b>-1</b>	Mild/moderate negative impact	<b>+2</b> Significant positive impact
<b>0</b>	Neutral impact	
<b>Protected Characteristic</b>	<b>Impact</b>	<b>Notes</b>
Age	0	The policy has no significant impact relating to age.
Disability	+2	The policy specifically relates to users who have mental health needs, these needs are met by other government agencies and have always been beyond the remit of the ILF. Through implementing this policy the ILF ensures that the users who are discharged from hospital under section 117 receive appropriate support to meet their needs and that any additional care or support needs that are not related to someones mental health can be considered by the ILF provided the relevant eligibility criteria are met. The change in the policy has the potential to have a significant positive impact for some users as ILF funding can now continue where previously it would have ceased.
Gender	0	The policy has no significant impact relating to gender.
Gender reassignment	0	The policy has no significant impact relating to gender reassignment.
Marriage and civil partnership	0	The policy has no significant impact relating to marriage and civil partnership.
Pregnancy and maternity	0	The policy has no significant impact relating to pregnancy or maternity.
Race	0	The policy has no significant impact relating to race.
Religion or belief	0	The policy has no significant impact relating to religion or belief.
Sexual orientation	0	The policy has no significant impact relating to sexual orientation.

What alternative policy/process options have been considered to reduce or alleviate any identified impact?

The policy has been introduced to provide guidance regarding how the ILF will treat people with an after care plan. The guidance is based around the limitations set out in the ILF trust deed which sets out the eligibility criteria that need to be met in order to receive ILF funding as well as defining how ILF funding and the local authority threshold sum can be met. As the policy is limited by these conditions no alternative options have been considered.

What research has been gathered/considered when making decisions regarding the Protected Characteristics?

Schedule 1 of the ILF trust deed  
Schedule 2 of the ILF trust deed  
Mental health act 1993

Are any future actions required for example monitoring or review?


To monitor any impact resulting from the care bill.

EIAB comments/recommendations

The EIAB reviewed the EIA on 20 February 2014 and requested an amendment as stated in the minutes of 20 February 2014. This EIA includes the requested amendment and is therefore agreed by the board.

Date form completed January 2014

Signature of EIAB chair



Date 21 February 2014



## Subsequent amendments to policy/process

Date of amendment	January 2014
-------------------	--------------

### Details of amendment

The policy has been amended to allow the ILF to continue to support users where they have a mental health aftercare plan provided that the common eligibility criteria (as defined in the ILF trust deed) continue to be met. This recognises the possibility that ILF users with mental health care needs may also have other needs that are not related to mental health and that there is no obligation under section 117 of the mental health act to meet these needs.

### Reason why a new EIA is not required

The impact of this change in the policy is liable to have a positive effect as it enables the ILF to continue to meet needs that previously we may not have considered. There are no negative effects identified with regard to this change.

Date of amendment	
-------------------	--

### Details of amendment

### Reason why a new EIA is not required

Date of amendment

Details of amendment

Reason why a new EIA is not required

Date of amendment

Details of amendment

Reason why a new EIA is not required