

## **Appendix A - Relevant Policy, strategy and legislation**

**1. National Guidance** -The main guiding legislation and national policy for the Physical Disability strategy are as follows:

### **The Disability Discrimination Act (DDA) 1995 and The Disability Equality Duty (05)**

Since Dec 96 it has been unlawful to treat disabled people less favourably than other people for a reason related to their disability. Reasonable adjustments must be made to ensure equity of access for disabled people this is to include adjustments to the physical environment to overcome physical barriers, and adjustments to the way services, and goods are provided. Since December 06 public bodies have had a duty to promote disability equality

**World Class Commissioning and the Darzi review “our NHS, Our Future” (07)** Provides the vision for future excellence in NHS commissioning with the overall objective of adding life to years and years to life. The three key principles outlined are: better health and well being , better care and better value for all, underpinned by the organizational competencies required to deliver

### **NHS Improvement Plan; Putting People at the Heart of Public Services (05)**

Introduced the next stage of the modernisation of the health service and shift to personalised care, a focus on health and well being not only illness and further devolution of decision making to local organisations. It outlined the governments commitment to improving the care and quality of the life for people with long term conditions with a health service designed around the patient.

**Choosing Health – 2004** public health white paper outlines key principles for supporting the public to make healthier and more informed choice about health

**The Health and Social Care Planning Framework 05-06 and 07-08 and National Standards**, set the framework for the planning and commissioning of future services and introduced a standards driven system. A number of core developmental standards were set

### **Our health, our care, our say: a new direction for community services' (DOH 2006)**

The white paper set the strategic direction for health and social care services and introduced a number of initiatives to bring about a major shift in the delivery of care.. Health and social care services are to become more person-centred, flexible and responsive to individual needs, people are to have greater choice and control over the way in which their needs are met and how services are delivered and improved.

**Putting People First: A shared vision and commitment to the transformation of Adult Social Care** Sets out the direction for adult social care over the next 10 year; the shared aims and values which will guide the transformation of adult social care. It recognises the need to work across services and agendas with users and carers in order to transform people's experience of local support and services. Emphasis is given to access to universal services, early intervention and prevention, choice and control and social capital (ensuring people are able to participate in communities)

**Improving the Life Chances of Disabled People, Prime Ministers Strategy Unit (05)** This report outlines how improving the life chances of disabled people must consider four key areas. They are by helping disabled people to achieve independent living, by improving support for families with young disabled children, by facilitating a smooth transition into adulthood and by improving support and incentives for getting and staying in employment. Strategy for disabled people is led by the Office for Disability Issues which reports to the Minister for Disabled People.

In addition to the above a number of national quality standards and best practice guidance are relevant to the physical disability strategy such as:

**National Stroke strategy Dec 2007** outlines the vision for future improvements to and development of stroke care. The strategy includes a 10 point action plan and 20 Quality Markers to drive service improvements in the delivery of stroke care

**The NSF Long term Conditions 2005** introducing a ten year programme of change to be fully implemented by 2015. The aim of the NSF is to ensure that services are patient-centred. Whilst the NSF has a focus on neurological conditions, the standards and 11 quality requirements are also relevant to other long-term conditions as well

**Other relevant clinical guidelines and service standards include:**

- Royal College of Physicians (RCP) Guidelines for Stroke,
- National guidelines for Acquired Brain Injury
- National Institute for Clinical Excellence (NICE) (including guidelines for :Multiple Sclerosis, Epilepsy)
- Standards for services for people who are deaf/blind

**2. Relevant local strategies** - in response to national policy and guidance the following local documents are relevant to physical disability services:

**Disability Equality Schemes** - Locally disability schemes have been developed by all major trusts. Our commissioning responsibility is to ensure that contracts and service level agreements reflect and contribute to the aims of local schemes and:

- Address equality issues with clear policies for tackling discrimination experienced by disabled people
- Support disabled people to achieve their full potential

**Strategic Commissioning Plan** - outlines the overall commissioning plan for the city's health care services. It sets out the plans for improving health care services in line with World Class Commissioning and the Darzi Review

**Older Peoples strategy (2007-2010)** –provides a three year plan for the commissioning of health and social care services for older people in Brighton and Hove.

**Extra care housing strategy** - the development of extra care housing is consistent with the strategic aims of *Our health, our care, our say* and *Putting People First* in ensuring that people: have a better quality of life; exercise maximum control over their lives; are enabled to live independently; and, are treated with respect and dignity. Extra care housing represents an integrated response to the accommodation and care needs of older and vulnerable people. It promotes independence and provides options for the further reduction of admissions to residential care. The Extra Care Housing Strategy 2005, sets out a framework for the long term development of extra care housing for older people in Brighton & Hove. This strategy followed a period of City wide consultation and built on the successful bid for Department of Health (DoH) capital funding in 2004 that enabled the redevelopment of New Larchwood in Coldean.

**Discussion paper for proposed reablement model for Brighton and Hove Adult Social Care and Housing Service** - This paper sets out a clear direction for adult social care in Brighton and Hove where people will be supported to learn or re-learn skills that enable them to accommodate their condition and hence maximise and sustain their independence. This approach will form an integral part of responding to the social care needs of people with a physical disability and will complement the rehabilitation services provided through the health service.

**Self Care Strategy (05-08) - Currently being refreshed**

**Carers Strategy - a joint commissioning strategy for carers is being developed based on the** The National Strategy for carers that says that by 2018: carers will be respected as expert care partners and will have access to the integrated and personalised services they need to support them in their caring role; carers will be able to have a life of their own alongside their caring role; carers will be supported so that they are not forced into financial hardship by their caring role; carers will be supported to stay mentally and physically well and treated with dignity; children and young people will be protected from inappropriate caring and have the support they need to learn, develop and

thrive, to enjoy positive childhoods and to achieve against all the Every Child Matters outcomes.

**Housing Strategy (LA) 2008-13 Healthy Homes, Healthy Lives, healthy City** - an overarching documents that co-ordinates a number of action plans concerned with housing need within the city

### **3. Supporting legislation**

- National Assistance Act 1948
- Chronically Sick & Disabled Persons Act 1970
- NHS & CCA 1990
- Community Care (Direct Payments) Act 1996
- Disability Discrimination Act 1995
- Disabled Person (Services, Consultation and Representation) Act 1986
- Human Rights Act
- Race Relations Act
- Carers Act
- Housing legislation