

Date: 7 August 2020
Our reference: N/20/3056

Dear Requestor

RE: Freedom of Information Request

With reference to your request for information I can confirm in accordance with Section 1 (1) of the Freedom of Information Act 2000 that we partially hold the information that you have requested. A response to each part of your request is below.

In the request you asked:

04.07.2020 FOI - Continuing Care fees – care home fees refunds – Nottingham North and North East Approximations are fine. Since 2009-2010, (or more recently if applicable).

1. Given the Coronavirus pandemic, when are Independent Review Panels for assessing such refund claims due to resume?

The CCG does not hold this information, please contact NHS England who arrange the Independent Review Panels.

The CCG's internal CHC Panels ceased to be held from mid-March 2020. There are no plans to resume CHC Panel meetings given that the Continuing Care Assessment service is currently in abeyance in accordance with the COVID-19 Hospital Discharge Service Requirement issued by NHS England, NHS Improvement, Department of Health & Social Care and HM Government on 19 March 2020.

2. Are refund claims dealt with in-house or through a CSU? If the latter, which CSU?

Arden and GEM CSU were responsible for claims for 'previously unassessed periods of care' (PUPoCs) with periods of enquiry prior to 31 March 2012.

PUPoCs with periods of care since 1 April 2012 have been dealt with in-house, through the CCG's CHC Assessment and Review provider or through a specific contract with an alternative provider.

3. A count by financial year of the number of CHC refund claims for your CCG (in terms of when each claim started). E.g. we received X new claims in 2012/13.

198 claims were referred to Arden & GEM CSU to undertake reviews of Nottingham North and East CCG patients. This information is not available broken down by years but the claims relate to the deadlines issued by the Department of Health in March 2012.

1 new claim for Nottingham North and East CCG has been received since; in 16/17.

4. A count by financial year of the number of refund claims settled in part for your CCG (counting in terms of when claims were settled). E.g. we reached a full settlement as regards X claims in 2012/13.

190 reviews have been completed by Arden & GEM CSU to date. This information is not available broken down by years.

The 1 claim received in 2016/17 was concluded in 2019/20.

5. Mutually exclusive to (3), a count by financial year of the number of such claims settled in part for your CCG (counting in terms of when claims were settled). E.g. we reached a full settlement as regards X claims in 2012/13.

See answer to Q.4

Given that claims are prioritized where the person is still living –

6. How long in months and years is each claim taking on average to be settled in full where the individual is still living?

The CCG does not hold this information.

7. How long in months and years is each claim taking on average to be settled in full where this is not the case?

The CCG does not hold this information.

8. How much has been reimbursed for CHC care fees by your CCG for each financial year thus far?

See attached spreadsheet.

9. What is the largest amount thus far including any applicable interest to date paid out for any individual claim?

See attached spreadsheet.

10. What is the largest amount outstanding including any applicable interest to date for any outstanding claim?

No restitution payments are outstanding.

Please note that on 1st April 2020 NHS Mansfield & Ashfield CCG, NHS Newark & Sherwood CCG, NHS Nottingham North & East CCG, NHS Nottingham West CCG, NHS Nottingham City CCG and NHS Rushcliffe CCG merged to become NHS Nottingham & Nottinghamshire CCG. NHS Nottingham & Nottinghamshire CCG can only provide the information requested from 1st April 2013 as this is when the predecessor CCGs were established. You may wish to contact NHS England for the requested information prior 1st April 2013.

If you are unhappy with the way in which your request has been handled, NHS Nottingham and Nottinghamshire Clinical Commissioning Group have an internal review procedure through which you can raise any concerns you might have. Further details of this procedure can be obtained by contacting Lucy Branson, Associate Director of Governance via lucy.branson@nhs.net or by writing to NHS Nottingham and Nottinghamshire CCG, 1 Standard Court, Park Row, Nottingham, NG1 6GN.

If you remain dissatisfied with the outcome of the internal review, you can apply to the Information Commissioner's Office, who will consider whether the organisation has complied with its obligations under the Act, and can require the organisation to remedy any problems. Generally, the ICO cannot make a decision unless you have exhausted the complaints procedure provided by NHS Nottingham and Nottinghamshire Clinical Commissioning Group formerly known as NHS Mansfield and Ashfield Clinical Commissioning Group, NHS Newark and Sherwood Clinical Commissioning Group, NHS Rushcliffe Clinical Commissioning Group, NHS Nottingham West Clinical Commissioning Group, NHS Nottingham City Clinical Commissioning Group and Nottingham North and East Clinical Commissioning Group. You can find out more about how to do this, and about the Act in general, on the Information Commissioner's Office website at: <https://ico.org.uk/for-the-public/>

Complaints to the Information Commissioner's Office should be sent to: FOI/EIR Complaints Resolution, Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF
Telephone 0303 123 1113 or report a concern: <https://ico.org.uk/concerns/>

Yours sincerely

Freedom of Information Officer on behalf of *NHS Nottingham and Nottinghamshire Clinical Commissioning Group formerly known as NHS Rushcliffe Clinical Commissioning Group, NHS Nottingham West Clinical Commissioning Group, NHS Nottingham City Clinical Commissioning Group, NHS Nottingham North and East Clinical Commissioning Group, NHS Mansfield and Ashfield Clinical Commissioning Group and NHS Newark and Sherwood Clinical Commissioning Group.*

notts.foi@nhs.net

All information we have provided is subject to the provisions of the Re-use of Public Sector Information Regulations 2015. Accordingly, if the information has been made available for re-use under the [Open Government Licence](#) (OGL) a request to re-use is not required, but the license conditions must be met. You must not re-use any previously unreleased information without having the consent of the Greater Nottingham Clinical Commissioning Partnership. Should you wish to re-use previously unreleased information then you must make your request in writing (email will suffice) to the FOI Lead via notts.foi@nhs.net. All requests for re-use will be responded to within 20 working days of receipt.

