

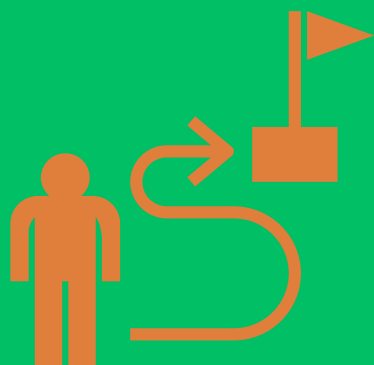
# Law 4 Dementia Carers (L4DC) Webinar

Flash report



24/06/20  
4.00-5.30pm

## Purpose



To raise awareness and provide information (not advice) on the legal aspects which are affecting carers of people of dementia during the coronavirus pandemic.

## Hosts



Anna  
Gaughan

tide



Peter  
Dillon

Making Space

## Guest Speaker



Neil Allen

University of  
Manchester Law School



## Joined by



Kath Penrith, Karen Greenhalgh, Lena O'Connell  
and Rebecca Ord.

# Participants

(targeted at carers rather than professionals)

220+

registered

149

attended



## UK Wide

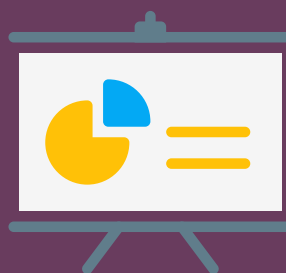
(legislation that relates primarily to England and Wales)

## Format



Discussion with opportunity for prior submission of questions from carers.

Introduction to L4DC and partner organisations followed by a presentation by Neil Allen and 4 law students focusing on 4 key areas with opportunities for comments and questions from participants



# 4 Key Areas

## Early diagnosis for the cared-for person



### Questions raised

How does LPOA\* work



Differences between Health & Welfare and Finances

Appropriate use of monies



Monitoring expenditure



Mental capacity



If a partner, parent, or child, changes how they own property is that a deprivation of assets?

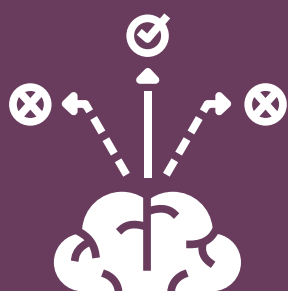


\*LPOA = Lasting Power of Attorney

# Your caring role



## Questions raised



**LPOA  
Deputyship**

**Differences  
between attorneys  
and how issues  
can be resolved**



**involvement  
in decision  
making**

**Care act and care  
act easements**



**Assessments  
of need  
(including  
carer  
assessments)**

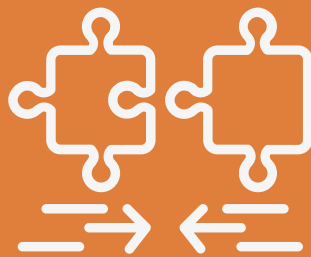
# Best Interest

## Decisions for the cared-for person



### Questions raised

Mental capacity



Involvement of the person themselves

Involvement of the carer in decision making



Difference between care assessments and CPA assessment



Differences between the person with POA\* for Health and Welfare and professionals

\*POA = Power of Attorney



**“What about disputes between holders of instruments like POA and the professionals?”**



**“I support people living with dementia currently in hospital who are isolated from family completely and care plans and requirements to get them home and into care homes is impacted. I can see the emotional and mental impact this has on both the person living with dementia and also their families.”**

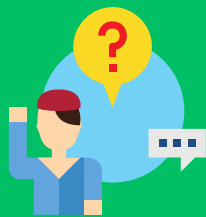


**I recently attended a Zoom meeting with Social Care and CMHT\* to discuss ‘best Interest’ decisions for Dad. I was dismayed that Dad was not included, but they said he does not have capacity.**



**\*CMHT = Community Mental Health Team**

# Residential and End of Life Care



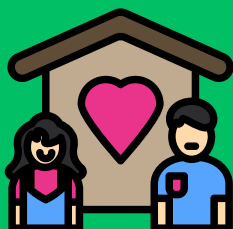
## Questions raised

What does deprivation of assets mean?



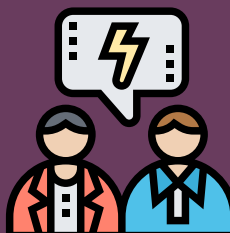
Continuing Health Care: does it include people living at home?

Local authority financial assessment



Decisions and costs between care at home and care homes

Ability to challenge decisions



Contact with people in care homes



Choice of homes

Movement between homes and abuse

REPORT ABUSE



Legality of blanket DNARs\*.

\*DNARS = Do Not Resuscitate



**Mum's social worker put more care in place at home to stop her having to go into a care home in early March**



**If someone is assessed as clinically vulnerable under Covid for reasons other than dementia is that likely to class as a primary health need for CHC\* ?**



**Being in a care home right now, whilst being protected, means being kept away from your family for 3 months and counting.**



**No contact has caused deterioration, distress and heartbreak.**

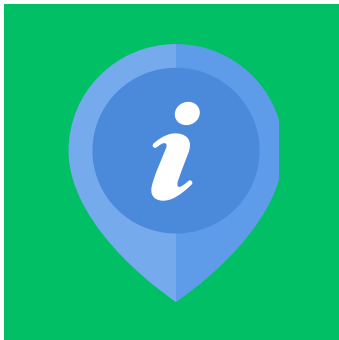


**\*CHC = Continuing Health Care**





With regard to DNAR, doesn't the doctor have to complete a capacity assessment to prove incapacity?



## Information and Follow Up



Links shared via chat

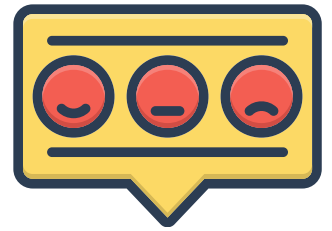


Commitment to sending out webinar recording



Follow up queries via the law clinic

# Feedback



**Sought through Survey Monkey.  
Immediate comments include...**

**"Many thanks for this seminar.  
I have found it incredibly  
helpful. I only wish at the start  
of my mother's dementia  
journey, I had been given  
some of this advice."**

**"Thank you, very  
helpful, will keep in  
touch with this  
project."**

**"Thank you for  
organising this call, it  
has been very helpful –  
great work from the  
team."**

**"There have been some  
really helpful comments  
and links in the chat  
function."**

**"Brilliant –  
learnt so  
much"**

**Thanks for a great webinar Neil. Fabulous style and top quality information in an easy to understand format. I messaged Anna to say I think an interactive webinar such as this should be part of everyone's post diagnostic support. Really pleased to hear the plans for taking it forward.**

**"Have found this extremely interesting and informative, especially hearing people's personal experiences. Thank you. I hope to pass this valuable information to many carers I support."**

**tide<sup>TM</sup>**

together in dementia everyday