

Our Reference North East and North Cumbria ICB\  
FOI ICB 24–199

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By Email

8 August 2024

Dear Applicant

**Freedom of Information Act 2000 – Request for Information – NHS North East and North Cumbria Integrated Care Board (NENC ICB)**

Thank you for your request received by North of England Commissioning Support (NECS) on 2 August 2024 for information held by NHS North East and North Cumbria Integrated Care Board (the ICB) under the provisions of the Freedom of Information Act 2000.

The ICB covers the areas of County Durham, Gateshead, Newcastle, North Cumbria, North Tyneside, Northumberland, South Tyneside, Sunderland, and Tees Valley (which covers the five local authorities of Darlington, Hartlepool, Middlesbrough, Redcar and Cleveland and Stockton-on-Tees).

Please find the information you requested on behalf of the ICB as follows.

**Your Request**

1. What is the process/procedures in reassessment when a disabled person with complex behaviours and needs is already in receipt of fully funded care?
2. Is care and support stopped to that person until the reassessment is carried out?
3. How quickly must reassessment be carried out in those circumstances?
4. Who provides care for the disabled person with complex behaviours and needs while the reassessment is carried out?
5. Can care support – known and assessed to be unsuitable – be offered as an alternative care plan to someone with complex behaviours?

**Our Response**

We can confirm, as per Section 1(1) of the Freedom of Information Act 2000, the ICB does hold the information requested.

1. We can confirm, as per Section 1(1) of the Freedom of Information Act 2000, the ICB does hold the information you have requested. However, this is available on the NHS England website, at [NHS England » NHS Continuing Healthcare](#)

In accordance with s.21 of the FOIA, we are not required to provide information in response to a request if it is reasonably accessible to you by other means.

Please also refer to the patient information leaflet attached.

2. Care and support are not stopped to that person until the reassessment is carried out. Please refer to the link noted in the response to question 1 and the patient information leaflet.
3. The appointment date is agreed to allow Social Worker, CHC Nurse, Service user, Care provider, family and any other professionals involved who are deemed to be required to attend. Please refer to the link noted in the response to question 1 and the patient information leaflet.
4. Any existing care will remain in place until re-assessment; please refer to the link and patient information leaflet (question 1).
5. All care offered is appropriate to meet the current needs of service user.

In accordance with the Information Commissioner's directive on the disclosure of information under the Freedom of Information Act 2000 your request will form part of our disclosure log. Therefore, a version of our response which will protect your anonymity will be posted on the NHS ICB website <https://northeastnorthcumbria.nhs.uk/>.

If you have any queries or wish to discuss the information supplied, please do not hesitate to contact me on the above telephone number or at the above address.

If you are unhappy with the service you have received in relation to your request and wish to request a review of our decision, you should write to the Senior Governance Manager using the contact details at the top of this letter quoting the appropriate reference number.

If you are not content with the outcome your review, you do have the right of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act 2000. Generally, the Information Commissioner cannot make a decision unless you have exhausted the complaints procedure provided by the North of England Commissioning Support Unit.

The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

[www.ico.org.uk](http://www.ico.org.uk)

Any information we provide following your request under the Freedom of Information Act will not confer an automatic right for you to re-use that information, for example to publish it. If you wish to

re-use the information that we provide and you do not specify this in your initial application for information then you must make a further request for its re-use as per the Re-Use of Public Sector Information Regulations 2015 [www.legislation.gov.uk](http://www.legislation.gov.uk) . This will not affect your initial information request.

Yours sincerely

*S Davies*

**S Davies**  
**Information Governance Officer**