

Reference Number: FOI-101004261415

Response provided under: Freedom of Information Act 2000

Request and Response:

This is in relation to Adult Social Care only

1. In each of the following years:

a. How many deferred payment agreements do you have?

- 1st April 2015 to 31st March 2016

25

- 1st April 2016 to 31st March 2017

32

- 1st April 2017 to 31st March 2018

27

The above are the number of payment agreements agreed to within each year specified.

It should be noted that in each year a number of further Deferred Payment Agreements (DPA) were agreed but did not progress, e.g. because of the person being awarded Continuing Health Care funding, property selling, etc

b. How much do you charge for arranging / setting up the agreement?

Section 21 of the Freedom of Information Act 2000 states that where the information is reasonably accessible to the applicant by other means, the right to request the information from a public authority under the Freedom of Information Act 2000 does not apply.

Therefore the information you requested is available on the Council's website. Please use the link below to access this information, under the heading 'Deferred payment agreements':

<https://www.cornwall.gov.uk/health-and-social-care/adult-social-care/paying-for-adult-social-care/>

If you do not have access to the internet at home you may be able to use facilities at your local public library.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

c. What interest do you charge?

Section 21 of the Freedom of Information Act 2000 states that where the information is reasonably accessible to the applicant by other means, the right to request the information from a public authority under the Freedom of Information Act 2000 does not apply.

Therefore the information you requested is available on the Council's website. Please use the link below to access this information, under the heading 'Deferred payment agreements':

<https://www.cornwall.gov.uk/health-and-social-care/adult-social-care/paying-for-adult-social-care/>

If you do not have access to the internet at home you may be able to use facilities at your local public library.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

d. How many people have been deemed to have deliberately deprived themselves of assets to increase eligibility for local authority funding?

I can confirm that Cornwall Council holds information falling within the description specified in questions 1d, 1e, 1f and 1g of your request. However, we estimate that the cost of complying with your request would exceed the appropriate limit of £450 as it would take at least 2,200 hours to locate, retrieve and collate the information. This is due to the way the data is held which would involve a manual file check of; 3000 files for question 1d, 1f and 1g and 600 for 1e.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

e. On how many occasions has the authority taken action to recover contributions towards care charges? For example, through imposing a charge on assets or pursuing litigation.

I can confirm that Cornwall Council holds information falling within the description specified in questions 1d, 1e, 1f and 1g of your request. However, we estimate that the cost of complying with your request would exceed the appropriate limit of £450 as it would take at least 2,200 hours to locate, retrieve and collate the information. This is due to the way the data is held which would involve a manual file check of; 3000 files for question 1d, 1f and 1g and 600 for 1e.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

f. How much money has been recovered from people deemed to have deliberately deprived themselves of assets?

I can confirm that Cornwall Council holds information falling within the description specified in questions 1d, 1e, 1f and 1g of your request. However, we estimate that the cost of complying with your request would exceed the appropriate limit of £450 as it would take at least 2,200 hours to locate, retrieve and collate the information. This is due to the way the data is held which would involve a manual file check of; 3000 files for question 1d, 1f and 1g and 600 for 1e.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

g. What is the largest sum recovered?

I can confirm that Cornwall Council holds information falling within the description specified in questions 1d, 1e, 1f and 1g of your request. However, we estimate that the cost of complying with your request would exceed the appropriate limit of £450 as it would take at least 2,200 hours to locate, retrieve and collate the information. This is due to the way the data is held which would involve a manual file check of; 3000 files for question 1d, 1f and 1g and 600 for 1e.

- 1st April 2015 to 31st March 2016

- 1st April 2016 to 31st March 2017

- 1st April 2017 to 31st March 2018

2. What will the charge for arranging / setting up the agreement be for the year April 2019-2020?

Under Section 22 (Information intended for future publication) of the Freedom of Information Act 2000 we will be releasing that information at a later date. In applying this exemption we have had to balance the public interest in withholding the information against the public interest in disclosure. The Council has concluded that the public interest test favours non-disclosure because although disclosure of this information would answer this request fully, the revised rates are awaiting formal consideration and it would not be appropriate to publish rates until such rates are agreed. Therefore in conclusion we are of the opinion that the balance of public interest favours non-disclosure of this information in all circumstances of the case at this time.

The charge for arranging and setting up the agreement for the year April 2019- April 2020 is due to be published on the 8th April 2019. You will be able to find this information after this date on the following website address:

<https://www.cornwall.gov.uk/health-and-social-care/adult-social-care/paying-for-adult-social-care/>

If you do not have access to the internet at home you may be able to use facilities at your local public library.

Information provided by: Adult Social Care

Date of response: 11th March 2019