

Care Act 2014

New challenges

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Eligibility

- **Criteria set a minimum threshold that all authorities must meet**
- **Only variation is power to meet needs**
- **Subject only to conventional public law challenge?**
- **Or question of fact?**

Destitution

- **Power should be exercised in order to avoid breach of Article 3?**
- **Adult may need accommodation and subsistence, as support, solely because of destitution**
- **Or this need may not arise from or be related to a physical impairment, etc.**
- **Or accommodation and subsistence is not assistance**

Ordinary residence

- **New deeming provision**
- **Specified accommodation: care/nursing home; shared lives; supported living**
- **Self-funder in care home?**
- **Existing supported living?**

Recovery of debts

- **Limitation period**
- **Ordinary residence costs**