

DIRECT PAYMENTS

from Bromley Council

FACT SHEET



Acting as a nominated or authorised person

02



www.bromley.gov.uk/directpayments

Who is a 'nominated person'?

If you are eligible for a direct payment and you have capacity to manage a direct payment, you can choose to appoint a nominated person to manage your direct payment on your behalf. You will need to sign the Council's **Direct Payment Agreement** to confirm that you accept the legal responsibilities of a direct payment and your nominated person will also need to sign to confirm that they accept the agreement.

If you are considering a direct payment, or have been asked to act as a nominated person then please have a look at the Council's **Direct Payment Agreement**. This is what you will need to sign before the direct payment commences.

Example:

Mr Clarke likes the idea of having a direct payment to source a personal assistant, but thinks his son Samuel would be better placed at managing the direct payment outgoings so Mr Clarke appoints Samuel as his nominated person to manage the direct payment on his behalf. Mr Clarke signs an agreement to agree to the direct payment and Samuel signs the agreement to confirm he will act as the nominated person.

An **authorised person** is someone who manages your direct payment on your behalf because you do not have the mental capacity to do so. This would usually be someone with Lasting Power of Attorney (LPA), or someone that the Council has assessed as being suitable to do so. The authorised person must sign a direct payment agreement with the Council to accept the conditions of the direct payment and the legal responsibility for the management of the direct payment.

Example:

Mrs Khan has progressive dementia and has recently lost capacity to make decisions with regards to her care. She has always been supported at home by a close-knit family unit, particularly her daughter Sonia. The family do not want Mrs Khan to move into a nursing or residential home as she had previously expressed a strong preference against this.

Anna (a social worker from the Council) went to meet with Mrs Khan and the rest of the family so that a decision could be made on Mrs Khan's best interests. It was apparent that Mrs Khan is receiving a high level of support from an extended family network and benefits from the frequent reassurance that her family members provide.

Anna suggests that the family would benefit from a carer coming into the home a couple of times a week to support Mrs Khan, which would provide respite for the family whilst Mrs Khan could remain in a setting she is comfortable in.

Anna suggests that as Sonia has lasting power of attorney for Mrs Khan she could act as an 'authorised person' and receive a direct payment on behalf of Mrs Khan. This could be used to source a personal assistant who could support Mrs Khan whilst also fitting in with the routine of the rest of the family.

If you are considering acting as an authorised person please have a look at the **Authorised Persons Direct Payment agreement** available on the Council website which outlines the conditions you must adhere to as an authorised person.

Who to contact?

To request an assessment of your care needs or to request a direct payment if you already have support set up, please contact:

Adult Early Intervention Service

Telephone: **020 8461 7777**

Email: **adult.early.intervention@bromley.gov.uk**

For general information and advice regarding direct payments please contact:

Vibrance

Telephone: **020 8290 6639**

Email: **bdp@vibrance.org.uk**

Address: Vibrance, Suite 4 Baker House, 4A Rodway Road, Bromley BR1 3JL

Other downloads

You can download the supporting leaflets referenced in this leaflet from
www.bromley.gov.uk/directpayments

Produced by:

Adult Social Care
LONDON BOROUGH OF BROMLEY
Civic Centre, Stockwell Close,
Bromley BR1 3UH

