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# BISWG 10th Annual Brain Injury Legal Seminar 30<sup>th</sup> September 2010

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# Providing brain injury case management and specialist rehabilitation in a changing economic climate

# JSP case management and rehabilitation services - 2010

- Offices in Sheffield, Manchester, North East and Edinburgh
- Employ 40 Case Managers - over 200 cases
- Specialist brain injury case management
- Case management to other client groups - spinal injury
- Adults and children
- Employ 9 Occupational Therapists working with adults (plus 2 RAs) - over 50 cases
- Community cognitive rehabilitation programmes
- Aids and equipment service
- Expert Witness work
- Specialist brain injury support worker training - 2 trainers
- National conferences

# What has been affected?

- Who wants to work in private practice as a Case Manager or OT?
- Recruitment of Support Workers (currently 330 in post)
- Settled cases - interest rates on invested monies
- Interim payments on litigation cases - When? How much?
- Community rehabilitation programmes
- CICA cases
- Mental Capacity Act
- Running a business - changes in employment legislation
- Running a business - cash flow issues

..... to name but a few!

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And what might affect us in the  
future?

Jackson Review

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Who wants to work in private  
practice as a Case Manager or  
OT?

# Recruitment of Support Workers

# Settled cases - interest rates on invested monies

Interim payments on litigation cases -  
When? How much?

How this has specifically affected  
community rehabilitation programmes

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# Criminal Injuries Compensation Authority (CICA)

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# Mental Capacity Act (MCA)

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# Running a business

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# Jackson Review

What do I know of this?

What can the lawyers tell us about this?

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# What next?

## Questions:

- Can private CM and OT companies survive as businesses in this economic climate?
- Will there be sufficient interim payments to meet client need?
- After settlement-will monies be spent on support, care and further rehabilitation?
- What is the actual cost to applying the MCA? -and who is to pay for it?
- How will the Jackson review changes affect the flow of work to Case Managers?

# What next?

Certainty:

- That those catastrophically injured have the same needs they have always had.
- 'Insofar as money can, the Claimant should be restored to the position she would have been in had the tortuous event not occurred.'