

Legal experts for social care

HEMPSONS

Supporting providers in delivering quality services



Legal experts for social care

Hempsons is an award winning law firm committed to the health and social care sector, with a dedicated national team of experts across four offices in the UK.

Hempsons is able to support and advise providers in relation to all aspects of their business activity, including CQC regulatory issues, health and safety matters, employment law and Coroner's Inquests. We also have a superb corporate commercial team who can support providers looking to expand their business, negotiate commercial agreements and contracts, tender for business or deal with disputes of a commercial nature. We are experts at challenging decisions through the mechanism of Judicial Review, something we have successfully accomplished in partnership with the Independent Care Group in North Yorkshire for the benefit of its members.



"The diligence and hard work shown by Hempsons was outstanding and the commitment and dedication shown by them towards getting a positive outcome went far beyond what we might have expected."



Mike Padgham
Chair, Independent Care Group



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Hempsons offer a bespoke service, tailored to meet each client's needs



"We have found all of our contacts at Hempsons to have been knowledgeable both about our sector and also about the legislative process. What we have also valued is the fact that Hempsons have been flexible, accessible and responsive and that we have access to senior solicitors and legal advisers when required."



The Wilf Ward Family Trust

Regulatory expertise: Hempsons has worked for many years with both regulatory bodies and providers in social care. We regularly advise on all aspects of social care law including the Health and Social Care Act 2012, the Care Act 2014 and associated regulations.

We have considerable experience working with social care providers, and are keen advocates of an up-front service to our clients – we will tell you when to challenge the regulator or commissioner and when to work with them to address deficiencies.

We are experienced in representing clients at Inquests and in other inquiry environments. We appreciate that reputation and commercial interests are key and will ensure that your interests are fully and properly put before the Court or Tribunal.

We have experts across a range of health and social care specialities, including experts in mental health, mental capacity law, information law, primary care contracting, community law and court of protection practice and procedure including deprivation of liberty.

Health and Safety: Our expertise in health and safety matters includes access to a dual-qualified lawyer and health and safety practitioner. We advise on health and safety, environmental and fire safety matters. We have also represented organisations and individuals under HSE and local authority investigations arising from work-related activities, as well as on a range of non-contentious issues.

Employment and HR law: Our employment law experts are renowned for their ability to deliver clear, pragmatic and expert solutions to deal with HR related issues. Including employment claims and disputes, executive performance and terminations, pensions, performance and disciplinary issues, reorganisation and redundancy programmes, TUPE,

whistleblowing and discrimination matters as well as issues that arise out of a serious untoward incident.

Commercial property: Our property lawyers are noted for their experience and their commercial advice on a range of property matters. These include landlord and tenant issues, conditional sale and option agreements, estate management, landlord and tenant disputes, development and construction agreements, and refinancing.

Corporate and commercial: Our corporate commercial lawyers provide a full service offering to our social care clients. The team regularly advise on matters such as: the structuring and registration of new provider companies (including community interest companies), contracting and supply chain matters, the sale and purchase of businesses, and banking and finance law. The team is highly experienced in advising on joint ventures and collaborations between social care organisations and those in other sectors. Our intellectual property lawyers advise on the protection and exploitation of intellectual property (e.g. registration of trade marks).

Charity law: Our charity lawyers regularly advise social care organisations that are registered charities. The team provides specialist advice on selecting corporate forms (e.g. charitable incorporated organisations and companies limited by guarantee), charity mergers, governance structures, and compliance with charity law.

Dispute resolution: Hempsons also provides support for when things go wrong and is experienced in advising social care organisations on complex commercial disputes, and any aspect of litigation. We pursue Alternative Dispute Resolution including mediation where it is in client's interests to do so.

How we can help

Hempsons is experienced in advising on all elements of law and regulation that impact on the social care sector:

Our expertise

- Charity law
- Commercial property
- Community care law
- Contracts
- Corporate law
- CQC regulatory
- Data protection and security
- Disputes and litigation
- Employment law
- Fundraising
- Health and Safety
- Inquests and Coroners
- Judicial Review
- Mental health law
- Safeguarding
- Tendering



"Hempsons offered invaluable legal advice and support that led directly to the successful outcome of a challenging care home issue. They were clear and reassuring in their dealings with us, the charity, and the commissioner, resulting in an entirely satisfactory outcome. Strong legal support and an immediate response when required exceeded our expectations."



HS4LC

Social care advice line

Hempsons' social care advice line is open between **9am and 5pm, Monday to Friday**. Our team of experts offers providers up to 15 minutes free legal advice.

Simply telephone our team co-ordinator on **01423 724056** for 15 minutes free advice quoting 'Social care advice line' or email socialcare@hempsons.co.uk.

