

HEMPSONS

# Social care

Comprehensive legal support for providers



[www.hempsons.co.uk](http://www.hempsons.co.uk)

HARROGATE | LONDON | MANCHESTER | NEWCASTLE



# Legal experts for social care

---

Hempsons is an award-winning law firm committed to the health, social care and charities sectors, 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, employment law, Coroner's Inquests and safeguarding concerns. We also have a superb corporate commercial team who can support providers looking to expand or sell 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



**Philippa Doyle – Partner**  
Health & Social Care Advisory  
t: 01423 724028  
e: p.doyle@hempsons.co.uk



**Helen Claridge – Partner**  
Health & Social Care Advisory  
t: 0161 234 2427  
e: h.claridge@hempsons.co.uk



**Martin Cheyne – Partner**  
HR/Employment  
t: 01423 724121  
e: m.cheyne@hempsons.co.uk



**Faisal Dhalla – Partner**  
Corporate Commercial  
t: 01423 724019  
e: f.dhalla@hempsons.co.uk



**Stephen Evans – Partner**  
Mental Health  
t: 01423 724 010  
e: s.evans@hempsons.co.uk



**Oliver Crich – Partner**  
Commercial and Procurement  
t: 0161 234 2459  
e: o.crich@hempsons.co.uk



**Lisa Davison – Partner**  
Real Estate  
t: 0161 234 2469  
e: l.davison@hempsons.co.uk



# 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:** we have worked for many years with both regulatory bodies and providers in social care. We advise on all aspects of social care law including the Health and Social Care Act 2012, the Care Act 2014 and associated regulations.

We 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 represent 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.

Our health and social care team includes 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.

**Employment and HR law:** our team are renowned for their ability to deliver clear, pragmatic and expert solutions to deal with HR related issues. This includes 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:** the team assist with 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:** we provide a full service offering to our social care clients. Our team regularly advise on matters such as: the structuring and registration of new provider companies; contracting and supply chain matters; structuring successful tenders; the sale and purchase of care homes, nursing homes and other social care businesses; and banking and finance law. We are 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 specialist charity lawyers regularly advise social care organisations that are registered charities. We provide 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:** we provide support for when things go wrong. This includes advising social care organisations on complex commercial disputes, and any aspect of litigation including challenging defective procurement processes (formally and informally). 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.

Call our team co-ordinator on 01423 724056 for 15 minutes free advice quoting 'Social care advice line' or email [socialcare@hempsons.co.uk](mailto:socialcare@hempsons.co.uk)

London: 020 7839 0278 | Manchester: 0161 228 0011 | Harrogate: 01423 522331 | Newcastle: 0191 230 0669



INVESTORS  
IN PEOPLE

Accredited  
Until 2020

Hempsons is registered with the Law Society of England & Wales and we are authorised and regulated by the Solicitors Regulation Authority No 51059. Published in November 2019.