

# Health and Care Bill

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## AMENDMENT

### TO BE MOVED

#### IN COMMITTEE OF THE WHOLE HOUSE

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Amendment  
No.

#### After Clause 148

BARONESS HOLLINS

297L★

Insert the following new Clause –

**“Mandatory training on learning disability and autism**

- (1) In regulation 18(2) of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014 (S.I. 2014/2936), for sub-paragraph (a) substitute –
  - “(a) receive –
    - (i) such appropriate support, training, professional development, supervision and appraisal as is necessary to enable them to carry out the duties they are employed to perform, and
    - (ii) in particular, specialist training in person on learning disability and autism, appropriate to their role, as set out in the code of practice issued by the Secretary of State under section (*Mandatory training on learning disability and autism*) of the Health and Care Act 2022.”
- (2) With regard to specialist training on learning disability and autism, the Secretary of State must prepare and publish a code of practice (“the code”) containing guidance addressing –
  - (a) the content of mandatory training and its co-production,
  - (b) the appropriate levels of training required across staff roles,
  - (c) the co-delivery of training,
  - (d) the accreditation of training,
  - (e) the procurement of training,
  - (f) the monitoring and evaluation of the impact of training, and
  - (g) the implementation of mandating of training across regulated health and social care providers.
- (3) The code must incorporate –
  - (a) the most recent Learning Disabilities Core Skills Education and Training Framework (or its successor framework, regardless of its name),

**After Clause 148 - continued**

- (b) the most recent Core Capabilities Framework for Supporting Autistic People (or its successor framework, regardless of its name),
  - (c) the autism strategy published under section 1 of the Autism Act 2009, and
  - (d) recent guidance issued in accordance with section 2 of the Autism Act 2009.
- (4) The Secretary of State must seek the participation of and consult such persons and bodies as they consider appropriate –
- (a) in preparing the code,
  - (b) in incorporating the relevant publications as set out in subsection (3), and
  - (c) in revising it.
- (5) The Secretary of State may not issue the code or any revision unless a draft has been laid before and approved by a resolution of each House of Parliament.
- (6) The Secretary of State must review the code every three years and lay their findings before Parliament.
- (7) In this section –
- “appropriate to their role” has the meaning given by the code;
  - “autism” means a spectrum of disorders which start in childhood, the clinical manifestations of which include atypical social communication and social interaction and restricted, repetitive patterns of behaviour;
  - “in person” means training delivered by people in the personal presence of the trainee and not by electronic or digital communication;
  - “learning disability” means a disability which includes a significantly reduced ability to understand new or complex information or to learn new skills, with a reduced ability to cope independently, which started before adulthood, with a lasting effect on development;
  - “specialist training” means training co-produced and co-delivered in person by persons who themselves have a learning disability or autism, or are a family member of someone who has a learning disability or autism, and that is accredited, in conformity with the code.”

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*3 February 2022*

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