

## ADP Daily Living Component Introduction

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### Introduction

1. This chapter:
  - explains the core eligibility criteria for the daily living component of Adult Disability Payment (ADP)
  - explains points for the daily living component activities and overall score for the daily living component of ADP
  - provides information on the rates of payment for the daily living component of ADP
2. Exceptions to the core eligibility criteria for the daily living component for specific groups are covered in separate chapters, which should in those cases be considered alongside this chapter and the relevant activity chapter:
  - Terminal Illness
  - Case Transfer
  - Individuals who have reached the relevant age
3. This chapter should be read and applied in line with the Overview of Decision Making chapter.
4. ADP has 2 components – daily living and mobility. Both components are payable at a standard or enhanced rate, depending on the needs of the individual.
5. The ADP daily living component consists of ten activities:
  - Activity 1 – preparing food
  - Activity 2 – taking nutrition
  - Activity 3 – managing therapy or monitoring a health condition
  - Activity 4 – washing and bathing
  - Activity 5 – managing toilet needs or incontinence
  - Activity 6 – dressing and undressing
  - Activity 7 – communicating verbally
  - Activity 8 – reading and understanding signs, symbols and words
  - Activity 9 – engaging with other people face to face
  - Activity 10 – managing budgeting decisions
6. A case manager will review the completed ADP application form and any supporting information provided in order to make a determination on an individual's entitlement and rate of payment under the daily living component of

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ADP. They may also request a case discussion in order to inform their determination. If a case manager is not able to obtain sufficient supporting information to make a determination they can require an individual to attend a consultation with a practitioner.

### Eligibility for the daily living component of ADP

7. An individual is entitled to the daily living component at the standard rate if both of the following apply:
- the individual's ability to carry out daily living activities is limited by the individual's physical or mental health condition or conditions<sup>1</sup>, and
  - the individual meets the required period condition <sup>2</sup>

*1 ADP regs, Reg 5(1)(a)*

*2 ADP regs, Reg 5(1)(b) taken with reg 11*

8. An individual is entitled to the daily living component at the enhanced rate if both of the following points apply:
- the individual's ability to carry out daily living activities is severely limited by the individual's physical or mental health condition or conditions<sup>1</sup>, and
  - the individual meets the required period condition <sup>2</sup>

*1 ADP regs, Reg 5(2)(a)*

*2 ADP regs, Reg 5(2)(b) taken with reg 11*

### Points for the daily living component activities

9. The daily living activities are listed in column 1 of the table in Part 2 of Schedule 1 of the ADP Regulations ("the daily living activities table"). Each of the daily living activities includes a number of related descriptors (listed in column 2 of the table) which represent a range of abilities to undertake the activity and associated numerical points (shown in column 3 of the table).

10. A case manager will decide for each activity which of the descriptors apply to the individual and, therefore, how many points they receive. A case manager should consider that an individual's ability to carry out daily living activities may fluctuate. As a result, they may satisfy several different descriptors for an activity at different times within the required period.

11. The correct descriptor is chosen based on the following principles:

- where one descriptor is satisfied on over 50% of the days of the required period, it is the correct descriptor
- where two or more descriptors are each satisfied on over 50% of the days of the required period, the descriptor with the higher or highest number of points is the correct descriptor

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- where no descriptor is satisfied on over 50% of the days of the required period but two or more descriptors (other than a descriptor which scores 0 points) are satisfied for periods which, when added together, amount to over 50% of the days of the required period, the correct descriptor is either:
  - the descriptor which is satisfied for the greater or greatest proportion of days of the required period, or
  - where both or all descriptors are satisfied for the same proportion, the descriptor which scores the higher or highest number of points<sup>1</sup>.

*ADP Regs, reg 10(1)*

12. A descriptor is to be treated as satisfied on a day in the required period if:

- the descriptor has been satisfied for any part of the day which is not minimal or fleeting<sup>1</sup>

*1 ADP regs, Reg 10(2)*

The required period for determining the relevant descriptor is covered in more detail in separate guidance.

13. A descriptor is satisfied if an individual can complete the activity in accordance with the descriptor:

- safely;
- to an acceptable standard;
- repeatedly; and
- within a reasonable time period.<sup>1</sup>

These are the 'reliability' criteria and are more fully detailed in the overview of decision making chapter. If an individual cannot complete an activity in the way described in a descriptor in accordance with the reliability criteria, then they should be considered unable to complete it at that level, and a higher descriptor may be considered appropriate.

*1. ADP Regs, reg 7(2) and (3)*

### **Overall score for the daily living component of ADP**

14. By choosing a descriptor which has an allocated number of points for each of the activities and adding up the points, the case manager can determine whether an individual has limited or severely limited ability to carry out daily living activities.

15. A case manager should determine that an individual has:

- limited ability to carry out daily living activities where they obtain a score of at least 8 points and no more than 11 points in relation to daily living component activities, or

- severely limited ability to carry out daily living activities where they obtain a score of at least 12 points in relation to daily living component activities .<sup>1</sup>

*1 ADP regs, Reg 8(3)*

### **Rates of payment for the daily living component of ADP**

16. The weekly rate of the daily living component of ADP at the standard rate for 2021-2022 is £60.00.

The weekly rate of the daily living component of ADP at the enhanced rate for 2021-2022 is £89.60.<sup>1</sup>

The weekly rates are updated annually in April.

Where an individual is entitled to payment of the daily living component for a period shorter than one week, payment is to be made at one-seventh of the relevant weekly rate, for each day of entitlement.<sup>2</sup>

*1 ADP Regs, reg 34(1)*

*2 ADP Regs, reg 34(3)*

17. Where considering an individual's rate of payment, there should be consideration of the chapter on Payment of ADP.

18. Whilst an individual may be determined to be entitled to the daily living component at the enhanced or standard rate, consideration needs to be given to whether there requires to be any zero-rating or deductions from their rate of payment. This will be relevant where the individual:

- is in or enters legal detention
- is in or enters hospital
- is in or enters a care home or residential educational establishment
- is temporarily absent from the common travel area
- is in receipt of constant attendance allowance
- is to be given payment in whole or in part by way of deduction

19. Where an individual's entitlement is to be suspended, consideration should be given to Suspensions.

**[End of chapter]**