



Oifig an Cheannasaí Oibríochtaí & Feabhsúcháin Seirbhíse  
Seirbhísí do Dhaoine Scothaosta

Office of the Head of Operations & Service Improvement  
Services for Older People

Email: [olderpeople.operations@hse.ie](mailto:olderpeople.operations@hse.ie)

Deputy Eamon O'Cuiv  
Dáil Eireann,  
Leinster House,  
Kildare Street,  
Dublin 2.

30<sup>th</sup> May 2023

Dear Deputy O'Cuiv,

The Health Service Executive (HSE) has been requested to reply directly to you in the context of the following representation, which was submitted to this Department for response.

PQ 22527/23

**To ask the Minister for Health if a court challenge has been taken against the HSE, his Department, him or all three in relation to differentiated payments between private and HSE nursing homes under the nursing home subvention scheme (fair deal); if so, the stage this case is at; and if he will make a statement on the matter.**

The Department of Health wishes to advise the Deputy that at this time, there have been no court challenges taken against the Minister or Department of Health regarding the differentiated payments between private and HSE nursing homes under the Nursing Home Support Scheme (Fair Deal) in this jurisdiction.

Yours sincerely,

A handwritten signature in blue ink that reads "Patricia Whelehan".

**Patricia Whelehan**  
Assistant National Director, Head of Operations and Service Improvement  
Services for Older People