



Oifig an Stiúrthóir Cúnta Náisiúnta,
Foireann Míchumais Náisiúnta,
An Chéad Uirlár - Oifigí 13, 14, 15,
Áras Phlásóg na Rós, Coimpléasc Gnó na hOllscoile,
Páirc Náisiúnta Teicneolaíochta,
Caladh an Treoigh,
Luimneach.

Office of the Assistant National Director,
National Disability Team,
First Floor- Offices 13, 14, 15,
Roselawn House, University Business Complex,
National Technology Park,
Castletroy,
Limerick.

3rd May 2024

Deputy Martin Browne,
Dail Eireann,
Leinster House,
Kildare Street,
Dublin 2.
E-mail: martin.browne@oireachtas.ie

Dear Deputy Browne,

The Health Service Executive has been requested to reply directly to you in the context of the following parliamentary question, which was submitted to this department for response.

PQ: 13692/24

To ask the Minister for Children; Equality; Disability; Integration and Youth the number of assessments of need outsourced in 2023; the total cost of these outsourced assessments of need in 2023; and if he will make a statement on the matter.

HSE Response

The Assessment of Need process is set out in the Disability Act, 2005. The aim of an Assessment of Need under the Disability Act is to identify whether a person has a disability, the nature and extent of the disability, any health and education needs arising from that disability, as well as what services are required to meet those needs.

The judgement of Ms Justice S Phelan in the case of CTM & JA v the HSE was delivered in March 2022. This judgment found that the Preliminary Team Assessment approach described in the HSE's Standard Operating Procedure for Assessment of Need does not meet the requirements of the Disability Act. This judgement in effect requires the HSE to deliver diagnostic assessments where necessary and appropriate as part of the Assessment of Need process. This ruling has had a significant impact operationally and has resulted in a growth in the numbers of overdue Assessments of Need. The requirement for services to prioritise the statutory Assessment of Need process has also impacted significantly on their capacity to provide necessary intervention / treatment for children with disabilities.

As a result of the Judgement, activity indicates that there has been an increase in the total number of applications 'overdue for completion', which now stands at 9,924 (including 369 applications for which an extended time-frame was negotiated with the parent on the grounds of there being exceptional circumstances as provided for in paragraph 10 of the regulations).



Overall, it is estimated that there are approximately 15,000 applications 'overdue for completion' at this time. This includes AONs currently overdue and Preliminary Team Assessments that now require diagnostic assessment.

In addition, an estimated 8,000 new AONs are anticipated during 2024 based on the number of AONs received over in 2023.

3,205 Assessment of Need reports under the Disability Act 2005 were completed in 2023. This information has been extracted from the AOS (AON information management system). This system does not distinguish between Assessments of Need carried out privately or by the HSE.

Actions to address AON waiting lists

The HSE's National Clinical Programme for People with Disability (NCPDP) has led the process of developing a revised AON Standard Operating Procedure (SOP) incorporating guidance on completion of clinical assessment to replace the element of the SOP which was found to be non-compliant with the Disability Act (2005) – the Preliminary Team Assessment. This was launched on July 14th 2023.

Additional funding

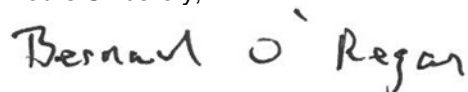
In line with appropriate procurement procedures, Garda vetting and due diligence practice, private providers are currently being contracted by the HSE to provide assessments and / or interventions. In such instances, the HSE ensures that the contracted providers are appropriately qualified and that any assessments or interventions are provided in line with the appropriate standards.

Approximately €10.5m was spent to address waiting lists for clinical assessments identified through the Assessment of Need process and in 2024, €5m in one off funding has been allocated. This funding is being utilised to procure diagnostic ASD assessments from the private sector. In addition, the HSE at local level is using time related savings to source AON assessments privately for children in the order as registered on the AOS (AON information management system).

A National AON tender process has been completed for the delivery of Assessment of Need from private providers. This will provide limited additional private capacity in provision of AONs due to level of private service provider engaged already for AONs. However, learning from this tender process will be shared with CHOs to support standardisation across CHOs.

It is important to note that children do not require an Assessment of Need as defined by the Disability Act (2005) in order to access a CDNT or Primary Care service. They can be referred by a healthcare professional or parent/carer to the CDNT for children with complex needs as a result of their disability, or to Primary Care for children with non-complex needs.

Yours Sincerely,



Bernard O'Regan
Assistant National Director
National Disability Team

