

Advising the owners and operators of care homes and nursing homes requires both specialist advice and access to a broad range of legal services.

Our commercial property, corporate, employment and regulatory lawyers all have the expertise to help you make the most of your care home business. We can offer you specialist advice on:

Your Business and Premises

- All legal aspects of buying and selling care homes and nursing homes
- Buying or selling care homes by way of share transactions
- The requirements of banks who fund care home acquisitions
- Putting your care home in a self-invested personal pension (SIPP)
- How to structure your sale or purchase; including the difference between buying or selling shares and buying or selling assets
- Intellectual property issues
- How to prepare your care home for a successful sale

Your Residents

- Cashflow advantages of encouraging residents to prepare wills and appoint powers of attorney

Your Staff

- Dealing with poor performance and disciplinary issues
- Dealing with short term and long term sickness absence
- TUPE issues that arise on the sale or purchase of a care home
- The Working Time Regulations and its impact on shift work and 'sleeping in'
- Your obligations towards agency workers

Contracts and Regulations

- Contracts for residents and suppliers
- The terms of local authority placement contracts
- Hire purchase and leasing
- Debt recovery
- All regulatory, registration and health and safety matters that affect care homes

Our clients range from individuals who own and operate one care home to larger groups operated by companies with countrywide care home networks. We are experienced in assisting banks on the legal formalities of loans secured on care home transactions.

Your Business and Premises

Instructing a legal team that regularly deals with the sale and purchase of all types of care and nursing businesses gives you the best chance of a successful and speedy transaction.

How do you ensure that all parties are tied into your transaction as soon as possible given the delays that can occur with CRB and registration? How can care home owners benefit from Capital Allowances? What steps are needed on a sale in respect of Local Authority Placement Contracts?

These are the types of practical issues our team regularly deal with. This means we can provide the answers that ensure your sale or purchase is not delayed.

Our experience in acting on commercial property transactions, share transactions and dealing with care home lender's requirements means that we can assist however your transaction is structured. Good preparation is usually the key; we would be happy to have a preliminary discussion with you.

Contracts and Regulations

Like every business, it is important that suitable contracts are in place to ensure that supplies of goods and services are provided when required and at agreed costs. We have the experience to advise on all aspects of commercial contracting and to guide you through any contractual difficulties that may arise.

The owners of care homes have to pay particular regard to the very detailed regulations that relate to the care and welfare of people who use the services offered and whereby the standards of quality and safety are monitored.

We provide advice in all these areas and assist our clients to understand and comply with the regulations. We also give effective advice to our clients in circumstances where regulatory breaches occur and when representation is needed in court or before regulatory bodies or tribunals.

Health and Safety and Regulatory compliance are an ever increasing burden as is the ever present threat of claims. Our specialist Risk Management and Insurance Liability team can assist when needed.

Your Staff

A care home's employees can be its most valuable resource. However, employing staff is not always plain sailing, and care homes face particular challenges relating to working time and shift patterns.

We will give you clear guidance through the complex maze of employment law from the recruitment stage to dismissal. We will advise you on how to deal with performance, disciplinary and sickness issues; assist you with contracts, policies and procedures and ensure that they are compliant with current legislation; help you to dismiss fairly and to defend Employment Tribunal claims robustly when these arise; advise you on TUPE issues when you are buying or selling a care home, or restructuring or outsourcing certain functions.

Your Residents

Helping residents to ensure that their legal affairs are in good order will benefit both the resident and the home.

Powers of Attorney can make the difference between being paid on time or having to suffer delays if a resident becomes incapable of managing their finances, and Wills can similarly help when a resident dies. Considering these issues can be of service to residents and can stop potential problems before they arise.

Find Out More

Contact us now if you would like to know more about our services:

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