

# **Treated as having Limited Capability for Work and Work Related Activity and day 1 WCA Referrals**

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## **Claimants who can be treated as having LCWRA**

Treated as having Limited Capability for Work and Work Related Activity (LCWRA) means the claimant can be determined as having LCWRA without the need for them to be referred to the Centre for Health and Disability Assessments (CHDA) for a Work Capability Assessment (WCA).

A claimant may be treated as having LCWRA if they:

- are terminally ill
- have reached the qualifying age for Pension Credit and are entitled to any of the following:
  - Attendance Allowance
  - the Care Component of Disability Living Allowance at the highest rate
  - the daily Living Component of Personal Independence Payment (PIP) at the enhanced rate
  - Adult Disability Payment (ADP) at the enhanced rate
  - Armed Forces Independence Payment.

## **Claimants who may have LCWRA and who can be referred for a Work Capability Assessment at day 1**

Claimants who provide medical evidence for having one of the conditions, or are receiving one of the treatments, in the following list be referred for a WCA from day 1 – which is the day they first tell us about having the condition or receiving the treatment:

- is pregnant and there is a serious risk of damage to their health or to the health of the unborn child if they do not refrain from work and work-related activity
- is awaiting, receiving or recovering from treatment for cancer by way of radiotherapy, chemotherapy or immunotherapy (including biological therapies or hormonal therapies)
- is likely to receive cancer treatment within 6 months of the date of the determination of capability for work and work-related activity.

These claimants remain in a conditionality regime based on their individual circumstances until a decision is made based on the outcome of their WCA.

All work-related requirements for these claimants must be switched-off. See [Switching-off work availability and work-related activities](#) for more detailed guidance.