

Health and Adult Social Care Overview and Scrutiny Panel, 4 December 2014

HEALTH AND ADULT SOCIAL CARE OVERVIEW AND SCRUTINY PANEL  
4 December 2014

**PRESENT:**

**PANEL MEMBERS:** Councillor David d'Orton-Gibson - Chairman, Councillor Lynda Price - Vice-Chairman; Councillors Beryl Baxter, Rod Cooper, Malcolm Davies, Cheryl Johnson, Rae Stollard, Michael Weinhonig and John Wilson.

**ALSO PRESENT FOR CERTAIN ITEMS AS APPROPRIATE:** Councillor Nicola Greene - Deputy Leader of the Council and Cabinet Portfolio Holder for Education and Children's Services, Councillor Blair Crawford - Cabinet Portfolio Holder for Adult Social Care and Councillor Jane Kelly - Cabinet Portfolio Holder for Partnerships, Regeneration and Public Health.

**ALSO ATTENDING:**

From Bournemouth Borough Council:

Tony Williams	Chief Executive
Jane Portman	Executive Director for Adults and Children
Neil Goddard	Service Director for Community Learning and Commissioning
Andy Sharp	Service Director for Adult Social Care
Sam Crowe	Assistant Director of Public Health
Tanya Coulter	Service Director for Legal and Democratic

From Healthwatch Dorset:

Louise Bate	Community Engagement and Outreach Officer
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The meeting commenced at 6.05 pm.

Note: To see a copy of the public reports that were considered by the Panel at this meeting please visit:

<http://www.bournemouth.gov.uk/CouncilDemocracy/Councillors/BoardsPanels/Health-and-Adult-Social-Care-Overview-Scrutiny-Panel.aspx>

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**SECTION I - BUSINESS RECOMMENDED TO COUNCIL**

No items

**SECTION II - BUSINESS DECIDED UNDER DELEGATED POWERS**

**33. DECLARATIONS OF INTERESTS**

Councillor Cheryl Johnson declared a disclosable pecuniary interest in relation to any discussions arising on the Royal Bournemouth Hospital, by way of her employment with the Hospital.

**34. SIGNING OF MINUTES**

The minutes of the meeting held on 17 September 2014 were confirmed and signed.

**35. PUBLIC ISSUES**

There were no public questions, deputation requests or petitions received for this meeting of the Panel.

**36. ANNUAL REPORT OF THE CHAIR OF THE BOURNEMOUTH AND POOLE SAFEGUARDING ADULTS BOARD**

The Panel considered a report by the Independent Chair of the Bournemouth and Poole Safeguarding Adults Board, circulated at '6'. The report outlined an overview of the work of the Board and its subgroups during 2013/14, alongside a contextual picture of adult safeguarding both nationally and locally, listing achievements and challenges for the forthcoming year.

The Service Director for Adult Social Care introduced the report and informed members of the exercise undertaken in drawing together relevant performance information, alongside highlighting the key achievements for Bournemouth in 2013/14.

A key impact for the forthcoming year would be the implications arising from the implementation of the Care Act 2014. In connection with this, officers were confident that performance was strong and already meeting the criteria outlined in new legislation. The Panel were also informed of the personalisation agenda for safeguarding, whereby alerts, referrals and

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investigations were personalised in nature. Members endorsed this renewed focus.

In response to the Chairman's questions, the Service Director for Adult Social Care explained that a serious case audit tracked the chronological events of a case, where as a serious case review looked at what could have been actioned differently, to improve for the future. Similarly, the Panel discussed the fall in alerts and the importance of finding a balance between this reduction and a reasonable level of pathway one alerts, which displayed that issues were being picked up. The Service Director for Adult Social Care endorsed this approach and highlighted the focus on repeat alerts, which were a sign that an issue had not been resolved. Despite that, the Panel acknowledged the importance of not discouraging the referral of an issue.

One Member questioned the findings of the annual report in relation to the peer challenge in May 2013. The Service Director for Adult Social Care confirmed that despite the varying requirements between the Borough of Poole Council and Bournemouth Borough Council, the current position had been strengthened greatly since the peer challenge, with a number of actions acted upon.

The Panel highlighted the role of the NHS in exerting a stronger strategic influence on some of the safeguarding issues contained within the report, such as pressure ulcers and nutrition. The Service Director for Adult Social Care reassured Members that the Clinical Commissioning Group were represented on the Bournemouth and Poole Safeguarding Adults Board and there was a clear focus to continue to work closely with colleagues in the NHS.

### **DECISION MADE:**

That the comments made by the Panel be taken into consideration by the Independent Chair of the Bournemouth and Poole Safeguarding Adults Board and the Service Director for Adult Social Care.

### **37. TEST OF ASSURANCE**

The Panel considered a report by the Chief Executive, circulated at '7'. The report summarised the recent test of assurance undertaken in relation to the effectiveness of the combined role of Executive Director for Adults and Children.

The Chief Executive introduced the report and highlighted the assessment contained within the report, alongside the action plan to be recommended to Cabinet, subject to the Panel's consideration.

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In response to a number of questions in relation to succession planning and financial implications, the Chief Executive reassured the Panel that robust contingency arrangements were in place should the Executive Director for Adults and Children leave the Council. It was further confirmed that the test of assurance had cost the Borough of Poole Council and Bournemouth Borough Council a total of £9,000, split across the two Councils.

In connection with the report, the Chief Executive confirmed that the Chair of the Bournemouth and Poole Safeguarding Children Board was Cliff Turner.

### DECISION MADE:

- a. That the comments made by the Panel in relation to succession planning be acknowledged.
- b. That the action plan outlined at appendix 2 of the report be recommended to Cabinet for approval.

### 38. TASK AND FINISH GROUP FINAL REPORT - PUBLIC HEALTH

The Panel considered a report by the Democratic and Overview and Scrutiny Officer, circulated at '8'. The report summarised the work of the Task and Finish Group on Public Health and sought the endorsement of a number of recommendations to the Joint Public Health Board in respect of future working arrangements.

The Lead Member, Councillor Beryl Baxter introduced the report and highlighted the extensive work undertaken by the Task and Finish Group in monitoring the performance of Public Health since April 2013, alongside the achievements of the implementation and integration of Public Health in the local authority. A series of interviews were conducted alongside this scrutiny, involving a series of key stakeholders. The Panel were informed of the key question themes for the interviews which included:-

- The visibility of Public Health in the Council
- Strengths and opportunities for improving the hosted model
- The reflection of Public Health in corporate plans and priorities
- Achievements and successes of the first year

Councillor Baxter was pleased to highlight a series of recommendations to be taken forward to the Joint Public Health Board in February 2015, and summarised by thanking all the Members and officers involved in driving forward this key piece of work.

The Cabinet Member for Partnerships, Regeneration and Public Health thanked the Task and Finish Group for their work, particularly in relation to the recommendations moving forward to the Joint Public Health Board.

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The Assistant Director of Public Health highlighted that the report laid strong foundations for future work in taking forward the Council's legal duty for Public Health, through the development of the Panel's 'Health at the Heart' initiative and further progress on locality integration.

### DECISION MADE:

- a. That the Panel endorse the integration across all Council services of the Local Authority's responsibility for Public Health, particularly through the Panel's 'Health at the Heart' initiative and the upcoming launch of the Sustainability Impact Assessment and Health and Wellbeing Framework.
- b. That the Joint Public Health Board be recommended the following:-
  - i. That consideration is given to the introduction of lead responsibilities allocated to the three local authority locality areas, such as inequalities and cardiovascular disease, including diabetes.
  - ii. That consideration is given to the integration of the wider Public Health team into the Bournemouth locality, with flexibility on the team having to spend Mondays and Thursdays in Dorchester.
  - iii. That consideration is given to how robust the hosted model is should an Assistant Director leave their position.

### 39. CORE SERVICE TRANSFORMATION PHASE 2 - ADULT SOCIAL CARE - LOCAL AUTHORITY TRADING COMPANY

The Panel considered a report by the Service Director for Adult Social Care, circulated at '9'. The report outlined an evaluation of the two models for the creation of a trading company in respect of Adult Social Care services provided by the Council. The two models related to a Bournemouth Borough Council Local Authority Trading Company dealing with services currently provided by the Adult Social Care team in Bournemouth, or a Pan Dorset Local Authority Trading Company encompassing services provided by Adult Social Care teams across Bournemouth, Dorset and Poole.

The Service Director for Adult Social Care introduced the report and informed the Panel that the Local Authority Trading Company model provided for a wholly owned model, without the constraints placed directly on the Council in relation to flexibility and income generation. It was confirmed that the Pan Dorset model was to be recommended to the Cabinet following the evaluation process, for a go live date of July 2015. The larger influence on the market with the size and scale to grow the service offer would be a key strength of the model.

The governance arrangements for the proposed model were outlined, which comprised of an operational management board, reporting into an Executive

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Stakeholder Group as the strategic decision making body. This body would be linked in membership to the size of stake in the company for each respective partner. The 'Teckal' exemption was also explained, which allowed Councils to transfer services into externally managed entities without having to follow competitive tendering procedures. Furthermore, it was confirmed that the Managing Directors would be recruited via external advertisement.

In response to questions in relation to staff consultation, the Service Director for Adult Social Care highlighted that an advantage of the work already undertaken as part of Core Service Transformation had enabled the new structure to be taken forward in line with the ambition set out in the Local Authority Trading Company proposals, with a localised delivery of service. The protection of the non profit making elements of the Adult Social Care service in Bournemouth, through the Local Authority Trading Company, had been an area of positivity for staff.

The Service Director for Adult Social Care confirmed that the minor accountancy errors contained within the financial implications of the report would be corrected in advance of the Cabinet report.

### DECISION MADE:

That the Panel recommend to Cabinet the adoption of a Local Authority Trading Company model on a Pan Dorset basis for the delivery of directly provided Adult Social Care Service.

## 40. OPTIONS FOR DRUG AND ALCOHOL COMMISSIONING IN BOURNEMOUTH, POOLE AND DORSET

The Panel considered a report by the Service Director for Community Learning and Commissioning, circulated at '10'. The report outlined proposals for a Pan Dorset Drug and Alcohol Commissioning Strategic Group, supported in principle by the Joint Public Health Board. In preparation for a full business case, the Panel was given the opportunity to identify any issues or principles that should be included the development of the business case.

The Service Director for Community Learning and Commissioning introduced the report and informed Members that the teams in Bournemouth, Poole and Dorset work uniquely. Consequently, joint governance across Dorset presented an opportunity for efficiencies and a more focused, holistic approach.

In response to one Member's questions, it was confirmed that the three individual teams would remain under the proposed model and no monetary savings had been outlined as part of the original aims for the review. Improving services had been the initial goal.

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### DECISION MADE:

That the comments made by the Panel be taken forward as part of the business case planning.

### 41. CARE ACT 2014 - FINANCIAL IMPLICATIONS

The Panel received a brief verbal update from the Service Directors for Adult Social Care and Community Learning and Commissioning on the financial implications arising from the implementation of the Care Act 2014. The Panel had deferred the consideration of a full report on this matter until March 2015, when further information would become available through the publication of regulations and further work had been completed to understand the impact on Bournemouth locally.

The Panel recognised that the impact would be challenging for the Council, particularly in relation to available resources.

### 42. FRANCIS INQUIRY ACTION PLAN

The Panel considered the quarterly update on the Francis Inquiry Action Plan, circulated at '12'.

The Democratic and Overview and Scrutiny Officer highlighted the two outstanding items which would be completed by March 2015. A report would be considered outlining a protocol for Healthwatch, whilst audio recording of Panel meetings would be in place by the next meeting.

In response to a number of queries, the Democratic and Overview and Scrutiny Officer confirmed that audio recording would provide for a full audio record of each Panel meeting, published and stored in accordance with the same procedures as the publication of agendas, reports and minutes. Furthermore, future dates for informal Care Quality Commission meetings would be shared with the Panel in due course.

### 43. PERFORMANCE OF CORPORATE PRIORITY OUTCOMES

The Panel considered a report by the Corporate Performance Management Officers, circulated at '13'. The report set out the 2014/15 quarter 2 performance monitored by the Panel, for scrutiny.

In response to concerns raised by one Member in relation to an increase in the number of safeguarding alerts recorded for Pathways 1-4, the Service Director for Adult Social Care reassured the Panel that new reporting

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mechanisms for safeguarding alerts had led to more accurate data. Manual spreadsheets were no longer used to record data.

### DECISION MADE:

That the comments made by the Panel be taken into account by the relevant performance manager, as necessary.

#### 44. WORK PROGRAMME 2014/15

The Panel considered their confirmed Work Programme for 2014/15, and noted the upcoming work scheduled on a Pan Dorset basis in relation to the NHS Clinical Services Review.

#### 45. ROYAL BOURNEMOUTH HOSPITAL - DELAYED TRANSFERS OF CARE



The Panel acknowledged the circulated briefing note in relation to delayed transfers of care, commonly known as 'bed blocking' at the Royal Bournemouth Hospital.

#### 46. MODERN DAY SLAVERY

One Member raised the recent press coverage in relation to modern day slavery and questioned the role of Overview and Scrutiny in addressing any local issues. The Executive Director, Adults and Children reported that the relevant Overview and Scrutiny Panel could be briefed on the subject and this would be taken forward in due course.

Councillor Michael Weinhonig left the meeting at 7.04 pm.

The meeting finished at 7.21 pm.

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Please note that the next quarterly meeting of the Health and Adult Social Care Overview and Scrutiny Panel will take place at the Town Hall at 6.00 pm on Wednesday 11 March 2015.