



Rutland County Council

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Record of a meeting of the **PEOPLE (ADULTS & HEALTH) SCRUTINY PANEL** held in the Council Chamber, Catmose, Oakham at 7.00 pm on **Thursday 18 December 2014.**

PRESENT: Mrs C J Cartwright (in the Chair)
Mr R Clifton
Mr J T Dale
Mr J M Lammie
Mr J R Muntton (substituting for Mr W J Cross)
Miss G Waller

ALSO IN ATTENDANCE: Mr R B Begy Portfolio Holder for Culture, Community Safety and Housing
Mrs L I Stephenson Portfolio Holder for Adult Social Care

OFFICERS PRESENT: Mr P Burnett Independent Chair of Leicestershire and Rutland Safeguarding Boards
Ms D Greaves Finance Manager - Accounting
Mr M Naylor Head of Delivery (Ageing Well)
Dr T O'Neill Director for People and Deputy Chief Executive
Miss M Gamston Corporate Support Officer

APOLOGIES: Mr W J Cross, Mr R J Gale, Mr D C Hollis and Mr M R Woodcock

562 MINUTES OF LAST MEETING

The minutes of the meeting of the People (Adults & Health) Scrutiny Panel held on 25 September 2014, copies of which had been previously circulated, were confirmed and signed by the Chairman.

563 DECLARATIONS OF INTEREST

There were no declarations of interest.

564 PETITIONS, DEPUTATIONS AND QUESTIONS

No petitions, deputations or questions were received from members of the public.

565 QUESTIONS WITH NOTICE FROM MEMBERS

No questions were received from members.

566 NOTICES OF MOTION FROM MEMBERS

No Notices of Motion were received from members.

567 CONSIDERATION OF ANY MATTER REFERRED TO THE PANEL FOR A DECISION IN RELATION TO CALL IN OF A DECISION

No matter was referred to the Panel for a decision in relation to call-in of a decision in accordance with Procedure Rule 206.

568 ANNUAL REPORT OF THE LEICESTERSHIRE AND RUTLAND LOCAL SAFEGUARDING CHILDREN BOARD (LRLSCB) AND SAFEGUARDING ADULTS BOARD (LRSAB) AND PLANNING FOR 2015/16

A report from the Independent Chair of the Leicestershire and Rutland Safeguarding Boards was received.

The Chair of the Safeguarding Boards, Mr Burnett, introduced the report the purpose of which was to bring to the attention of the Rutland Children's Scrutiny Panel and the Rutland Adult Scrutiny Panel the Annual Report 2013/14 for the Leicestershire and Rutland Safeguarding Children Board (LRLSCB) and Safeguarding Adults Board (LRSAB) for consultation and comment.

Mr Burnett informed Members that there were two purposes for his presentation:

1. To present the Annual Report 2013/14 for comment. Although the Report had been agreed by the Boards in October it was possible for changes to be made;
2. To seek views on priorities to feed into the discussion at the Development Day in January.

During discussion the following points were noted:

- a) That the publication of an annual report for Local Safeguarding Children Boards was a statutory requirement. Following the Care Act 2014 it would become a requirement to publish an annual report for Safeguarding Adults.
- b) That the Boards saw very good levels of attendance at the right level of seniority resulting in a lot of challenge in the Board;
- c) Positives for Rutland during the year included: the success of accessing Early Help which had resulted in a slight reduction in the number of referrals into child protection; Looked After Children (LAC) remained fairly static when other local authorities had seen an increase; 100% of LAC annual reviews within timescale; no Serious Case Reviews or child deaths;
- d) Concerns: very low numbers of Private Fostering arrangements, possibly due to people not reporting these, local authorities were expected to be aware and ensure that the arrangement was appropriate; there was to be a major Private Fostering campaign in 2015. Access to the Child and Adolescent Mental Health Service, in 2013/14 there were a number of cases where concerned, particularly Tier 4 provision (specialist placement), a major review of the service was being undertaken;
- e) There had been an increase in adult referrals following the campaign to raise awareness although the majority of referrals were still received from residential and nursing homes;
- f) That the increase in Deprivation of Liberty Safeguards (DoLS) referrals had not been as marked as for some authorities as the referral rate had already been high prior to the Supreme Court judgement;
- g) That Child Sexual Exploitation (CSE) was a major priority for Rutland and significant progress had been made with an integrated response being established;

- h) That engagement with service users particularly adults was a top priority for the coming year;
- i) That young people in Rutland were engaged via the Youth Council and Young Inspectors;
- j) That preparation for a possible Ofsted inspection in both Rutland and Leicestershire which would include a review of the LRLSCB was a priority for 2015/16;
- k) Other priorities for 2015/16 included improving the effectiveness of the emotional health and well-being pathway including improved performance of universal and specialist CAMHS; implementation of the Care Act 2014 and Better Care Together;
- l) That for future clarity caseload monitoring figures would be stated as full time equivalent;
- m) That the Board had engaged with the Armed Forces in Rutland;
- n) That engaging with authorities outside of the East Midlands particularly Cambridgeshire (Peterborough) was significant for Rutland;
- o) Concern was expressed regarding young people self harming or with eating disorders and the reliance on schools identifying where not known to any of the service providers;
- p) That all areas of the health sector, practitioners and commissioners, were represented on the Board;
- q) That mental health reviews were conducted under the auspices of Health and Wellbeing Boards. Mr Begy undertook to request an agenda item at the Rutland Health and Wellbeing Board: Mental Health and Early Intervention.

AGREED:

1. That the Panel noted the content of the report.
2. That Mr Begy would request an agenda item at the Rutland Health and Wellbeing Board: Mental Health and Early Intervention.

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7.51pm Mr Begy left the meeting and did not return

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569 FINANCIAL MANAGEMENT REPORT 2014/15 QUARTER 2

Report No. 245/2014 from the Director of Resources was received. The purpose of the report was to inform Cabinet on how the Council was performing against its revenue and capital budgets and report a forecast year end outturn position as at the 30 September 2014.

During discussion the following points were noted:

- a) Cost Centre 4553 – Fairer Charging & Meals on Wheels Income: Members were advised that there was an error in the comment. Officers needed to gain a greater understanding against the demographic to be able to understand better where the volatility was. It was hoped that this would be brought to scrutiny in due course;
- b) Cost Centre 4990 – Mental Health: Needed to use Safeguarding Board arrangements to ensure engaged with providers and Community Rehabilitation Companies.

AGREED:

1. That Panel noted the content of the report.

570 PERFORMANCE MANAGEMENT REPORT – QUARTER 2 2014/15

Report No. 239/2014 from the Chief Executive was received. The purpose of the report was to report to Cabinet on the Council's performance for the second quarter of 2014/2015.

During discussion the following points were raised:

- a) Concern was expressed that the Safeguarding Adults Data Collection table showed that there not been any alerts received from the Police. Local police had evidenced that they reported to their reporting mechanism at Police Headquarters;
- b) Concern was expressed that the information could be being reported through the Community Safety Team and not be reported as safeguarding adults. Members were advised that the officers needed to unpick the pathway of data; that Adult Duty and Community Safety arrangements needed to be considered as part of a review being undertaken. An update to be brought to this Panel.
- c) That a single point of contact arrangement for Adult Duty would enable and ensure the fullest picture of safeguarding issues;
- d) Head of Delivery (Ageing Well), Mr Naylor to contact the Head of Service Safeguarding Adults, Mr Morley regarding the above concern over Community Safety arrangements;
- e) It was requested that a data collection table for Safeguarding Children be included in future reports;
- f) It was requested that the Director of Public Health be asked to present on areas where Rutland did not achieve as highly as its neighbours. The Director for People, Dr O'Neill to approach the Director of Public Health.

AGREED:

1. That Panel noted the content of the report.
2. That an update would be provided on the "Integrated Duty" review.
3. That the Head of Delivery (Ageing Well) would raise concerns over Community Safety arrangements with the Head of Service Safeguarding Adults.
4. That a Safeguarding Children Data Collection table would be included in future reports.
5. That the Director for People would approach the Director of Public Health to present on areas where Rutland did not achieve as highly as its neighbours.

571 CARE ACT IMPLEMENTATION UPDATE

A verbal update was received from the Portfolio Holder for Adult Social Services, Mrs Stephenson.

Members were reminded that a report had been received in September 2014 and that the Care Act 2014 was the largest piece of legislation regarding adult social care in the last 60 years. Mrs Stephenson also advised that Rutland was working in line with statutory legislation.

The key themes of provision:

1. Well being
2. Prevention
3. Carers (supported)
4. Personal budgets

5. Single national threshold for eligibility
6. Information/advice/advocacy
7. Continuity of care
8. Protection: no one without care
9. Support for prisoners

Key change:

1. Prisons: major new element to local authorities

Timescales by 1 April 2015:

1. Prisons
2. Charging – adopt statutory guidance
3. Deferred payments – adopt statutory guidance
4. Carers – adopt statutory guidance

Post April - consultation would take place during June/July 2015 where required by policy development.

During discussion the following points were noted:

- a) That from 1 April 2015 prisoners whilst in prison would come under the care of local authorities having previously been the responsibility of the Prison Service;
- b) That prisons were the largest unknown quantity, a potential challenge for local government. According to government predictions the provision of this care would be cost neutral; local authorities would be working with NHS England and prison officers to target the most vulnerable;
- c) That from 1 April 2015 Community Rehabilitation Companies would have full responsibility for all prisoners entering the system;
- d) The Council would need to know if HMP Stocken was going to be a long or short term prison;
- e) Concern was expressed that cuts to the education service in prison meant a cut in ability when leaving prison and that prisoners being kept in cells could increase the problem of mental health issues;
- f) That Rutland was fully connected into the Leicester, Leicestershire and Rutland policy making and agitations around prisons.

572 CARE QUALITY COMMISSION (CQC) INSPECTION OF CARE SERVICES AND RISK MANAGEMENT IN CARE HOMES

Report No. 271/2014 from the Director for People was received. The purpose of the report was to inform Scrutiny Panel about the recent changes to the Care Quality Commission 's (CQC) inspection framework; about any inspections of care homes that had taken place since the previous Scrutiny Panel meeting; about the roles and responsibilities of the Contracts and Procurement Team in relation to care provision; to summarise the legislative and policy framework within which adult safeguarding work was undertaken; to inform of the developments in managing risks to the safety and welfare of vulnerable adults living in care homes in Rutland and the processes and the measures that had been put in place should performance and quality fall below the standards expected by the Council.

The Portfolio Holder for Adult Social Services, Mrs Stephenson, introduced the report. Members were advised that the new framework was now in effect and that Rutland Care Village had volunteered for the pilot scheme. Performance ratings now used the same

terminology as inspections of hospitals and schools with 'Compliant' or 'Non Compliant' being replaced with Outstanding, Good, Requires Improvement or Inadequate.

The CQC would now ask the following questions of any services it inspected:

- Are they safe?
- Are they effective?
- Are they caring?
- Are they well led?
- Are they responsive to people's needs?

During discussion the following points were raised:

- a) That the Residential Care Homes Risk Assessment Matrix (*Appendix F to Report No. 271/2014*) would be reviewed on a fortnightly basis by commissioning and contracting staff and draw together all information received including financial viability. It would allow for potential problems, such as the number of falls and staffing ratios, to be identified;
- b) That a Performance Board for the People Directorate had been established; this Board would receive a report on the risk assessment matrix with summary data to be used to regularise performance;
- c) That the aim was for the Authority to be able to intervene at an earlier stage;
- d) That the inspection of Rutland Care Village had identified staff training as a key concern. This was being monitored by RCC and actions had already taken place;
- e) Concern was expressed that the lack of activities for residents had been raised; at the quality of treatment as described in the dementia care unit and the service provided at the day care centre. The Portfolio Holder and Chair undertook to visit the provider (*Prime Life Limited*);
- f) Members were informed that RCC officers were impressed by the providers' responsiveness to engage with the Authority;
- g) That as the largest provider in the risk assessment needed to be weighted appropriately.

AGREED:

1. That the Panel noted the content of the report.
2. That the Portfolio Holder and Chair would visit Prime Life Limited to discuss Members' concerns.

573 MANTON HALL UPDATE

A verbal update was received from the Portfolio Holder for Adult Social Services, Mrs Stephenson.

Members were advised that the situation at Manton Hall continued to improve; that Rutland County Council (RCC) continued to be involved. Residents' needs continued to be reviewed and that RCC's Contracts Team had recently visited and that the Action Plan had been updated particularly people under deprivation of liberty. A Care Quality Commission (CQC) unannounced inspection was imminent.

During discussion it was noted:

- a) That RCC had previously agreed that Manton Hall could take a maximum of thirty people. This figure would be reviewed in March 2015 when a follow up visit was due to take place.

574 REPORT FROM THE HEALTH AND WELLBEING BOARD

Report deferred to the meeting on 5 February 2015

575 REVIEW OF FORWARD PLAN

The programme of work for the Panel was distributed.

It was requested that a written report be received from the Health and Wellbeing Board, if possible.

AGREED:

1. That the Chair would request a written report from the Health and Wellbeing Board.

576 ANY OTHER URGENT BUSINESS

There was no other urgent business.

577 DATE AND PREVIEW OF NEXT MEETING

Thursday 15 January 2015 (Special Budget)
Thursday 5 February 2015

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The Chairman declared the meeting closed at 9.08 pm

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