

**Report of Head of Scrutiny and Member Development**

**Report to Scrutiny Board (Adult Social Services, Public Health, NHS)**

**Date: 23 June 2015**

**Subject: Sources of work for the Scrutiny Board**

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

**Summary of main issues**

1. Scrutiny Boards are responsible for ensuring that items of scrutiny work come from a strategic approach as well as a need to challenge service performance and respond to issues of high public interest.
2. The vision for Scrutiny, agreed by full Council on 21<sup>st</sup> May 2015 (Appendix 1) also recognises that resources to support the Scrutiny function are, (like all other Council functions), under considerable pressure and that requests from Scrutiny Boards cannot always be met. Consequently, when establishing their work programmes Scrutiny Boards should:
  - Ensure any Scrutiny undertaken has clarity and focus of purpose and will add value and can be delivered within an agreed time frame;
  - Avoid pure “information items” except where that information is being received as part of a policy/scrutiny review;
  - Seek the advice of the Scrutiny officer, the relevant Director and Executive Member about available resources;
  - Avoid duplication by having a full appreciation of any existing forums already having oversight of, or monitoring a particular issue;
  - Balanced in terms of the workload across the Scrutiny Boards and as to the type of Scrutiny taking place;
  - Remain sufficiently flexible to enable the consideration of urgent matters that may arise during the year.

3. This report provides information and guidance on potential sources of work and areas of priority within the Board's terms of reference. In consultation with the relevant Directors and Executive Board Members, the Scrutiny Board is requested to consider areas of Scrutiny for the forthcoming municipal year.
4. The Executive Board Member for Health, Wellbeing and Adults, the Director of Adult Social Services and the Director of Public Health have each been invited to the meeting to help inform the Scrutiny Board's discussions. Representatives from Leeds three Clinical Commissioning Groups (CCGs) have also been invited to attend the meeting.

## **Recommendations**

5. Members are requested to;
  - Use the attached information and the discussion with those present at the meeting to draw up a list of areas for potential Scrutiny for the forthcoming municipal year.
  - Request that, in line with the agreed Vision for Scrutiny, the Chair and the Scrutiny Officer consult with the relevant Directors and Executive Board Member regarding resources and report back to the next meeting with a draft work programme.

## **1.0 Purpose of this report**

- 1.1 To assist the Scrutiny Board in effectively managing its workload for the forthcoming municipal year, this report provides information and guidance on potential sources of work and areas of priority within the Board's terms of reference.

## **2.0 Background information**

- 2.1 Scrutiny Boards are responsible for ensuring that items of scrutiny work come from a strategic approach as well as a need to challenge service performance and respond to issues of high public interest.

## **3.0 Main issues**

### Best Council Plan

- 3.1 A refresh of the Best Council Plan was agreed at Executive Board in March 2015, to reflect the progress made over the past year and the significant changes to the context in which the council is working. The resulting 'Best Council Plan – Update 2015/16' is attached as Appendix 2.

### Leeds' Joint Health and Wellbeing Strategy (2013- 2015)

- 3.2 As set out within its terms of reference, this Scrutiny Board is authorised to review or scrutinise the performance of such Trust/ Partnership Boards as fall within its remit. The Health and Wellbeing Board is the main Partnership Board within the Scrutiny Board's remit and the Scrutiny Board may wish to review areas of performance and progress against specific outcome and priority areas detailed in the Leeds' Joint Health and Wellbeing Strategy (JHWS) (2013-2015) – attached at Appendix 3.
- 3.3 In considering aspects of Leeds' Joint Health and Wellbeing Strategy (JHWS) (2013-2015), it should be recognised that a review/ refresh process is currently underway to develop priorities beyond 2015 (i.e. the current lifecycle for the strategy). The Scrutiny Board may wish to consider its role in this process.
- 3.4 In determining items of scrutiny work this year, the Scrutiny Board is encouraged to explore how it can add value to the work of the Health and Wellbeing Board in delivering the priorities identifies in the JHWS (2013-2015) in addition to acting as a 'critical friend' to the Health and Wellbeing Board..

### Other sources of Scrutiny work

- 3.5 The Scrutiny Boards' terms of reference are also determined by reference to Directors' delegations. As such, Scrutiny Boards have always challenged service directorates across the full range of council activities and the Scrutiny Board may therefore undertake pieces of scrutiny work in line with its terms of reference, as considered appropriate. To assist the Scrutiny Board, a summary of Leeds' Adult Social Care profile and Leeds' Health Profile – both compiled by Public Health England – are attached at Appendix 4 and 5, respectively.

3.6 Other common sources of work include pre-decision scrutiny, requests for scrutiny and other corporate referrals. The Board is also required to be formally consulted during the development of key policies which form part of the council's budget and policy framework.

#### Scrutiny of the NHS

3.7 The Scrutiny Board is also tasked with discharging the Council's health scrutiny function (as set out in its terms of reference). This includes being consulted on (and responding to) any proposed substantial changes and/or developments of local NHS services. Proposals to consider NHS service changes are detailed elsewhere on the agenda.

3.8 However, the Scrutiny Board may also review and scrutinise any matter relating to the planning, provision and operation of the health services in its area. The significant challenges faced by the NHS are well documented. In helping to address these challenges, NHS England published its 5-Year Forward View in October 2014 (Appendix 6). The Scrutiny Board may wish to consider the impact / implementation of the national forward view locally.

3.9 In considering scrutinising any matter relating to the planning, provision and operation of local health services, the Scrutiny Board may also wish to consider those areas already identified by commissioners for review. This was specifically highlighted by the previous Scrutiny Board in its report on *The Provision of Emotional Wellbeing and mental Health Support Services for Children and Young People in Leeds* (agreed in May 2014), through the following recommendation:

#### **Recommendation 1**

*(a) In order to minimise any potential duplication, at the beginning of each municipal year, all commissioners across Leeds' health and social care economy identify and report to the appropriate Scrutiny Board any specific service areas currently under review and/or planned to be under review in the immediate future.*

*(b) Throughout each municipal year, commissioners across Leeds' health and social care economy ensure the appropriate Scrutiny Board is updated regarding the progress of any current service reviews and appraised of any in-year changes to future areas of review.*

3.10 Service commissioners attending the meeting have specifically been reminded of this recommendation.

#### Areas of Scrutiny work brought forward from the previous year

3.11 Throughout the previous municipal year (2014/15), the Scrutiny Board (Health and Wellbeing and Adult Social Care) identified a range of matters for potential scrutiny that were unable to be commenced or completed during that year.

- Oversight of Savile report findings and recommendations and the respective roles of Leeds' Adults and Children's Safeguarding Boards (**July 2014**)
- Better Care Fund – respective roles of the Health and Wellbeing Board and the Scrutiny Board (**September 2014**)

- Consider quality assurance processes, including roles and responsibilities, across NHS/ health services in Leeds (**September 2014**)
- Overview of the impact and implementation of the requirements of the Care Act 2014 (**September 2014**)
- The Director of Public Health's Annual Report (**October 2014**)
- Outcome of the Health and Wellbeing Board's consideration of the 'Due North' report (**October 2014**)
- The Regional Oral Health Needs Assessment (**November 2014**)
- Regular reports on the development and provision of Primary Care Services in Leeds (**November 2014**)
- The contribution of Primary Care in addressing health inequalities (**November 2014**)
- Leeds' Oral Health Strategy (**November 2014**)
- Use of Council resources in the delivery of a range of Adult Social Care services (request for scrutiny agreed in **December 2014**)
- Review of the work of Leeds' Health Protection Board (**December 2014**)
- Proposed next steps for delivering the Leeds' Better Lives Strategy (request from Executive Board (November 2014) and agreed in **December 2014**)
- Leeds Draft Maternity Strategy (delayed from **February 2015**)
- Further updates on the development and implementation of the Leeds' mental Health Framework (**February 2015**) and equality impact assessments associated with the provision of mental health services in Leeds (**October 2014**)
- Leeds and York Partnership NHS Foundation Trust – a report from the Trust in relation to its approach to broader engagement (**January 2015**).
- Yorkshire Ambulance Service NHS Trust (YAS) – outcome of CQC inspection and overview of performance improvement plans (**January 2015**)
- Leeds Community Healthcare NHS Trust (LCH) – CQC inspection report outcomes/ recommendations and formal action plans (delayed from **February 2015**)
- The operation of the City's integrated health and social care teams (identified in the Board's statement on *The Future Provision of External Home Care Services* (**April 2015**)).
- Quarterly performance and progress of the areas identified in Leeds' Local Account of Adult Social Care 2014/15 – including available benchmarking data from other areas (**April 2015**).
- Approaches to addressing social isolation through actions agreed by Community Committee (**April 2015**)
- Impact of Legal Highs (reference from the Licensing Committee (**April 2015**))
- Air Quality in Leeds (**April 2015**)
- Continue to monitor the outcomes of Care Quality Commission inspections and associated improvement plans (**April 2015**)

3.12 In addition, as part of the Scrutiny Inquiry report into *The Provision of Emotional Wellbeing and mental Health Support Services for Children and Young People in Leeds* (agreed in May 2014), the previous Scrutiny Board agreed the following recommendation:

**Recommendation 9**

That as part of its work schedule for 2015/16, the appropriate Scrutiny Board:

- (a) Continues to monitor the outcome of Care Quality Commission inspections and the associated improvement plans developed by NHS Trusts in Leeds.
- (b) Specifically considers and reports on any matter that might suggest an underlying system-wide issue, including those areas identified in this report [*i.e. identification of potential ligature points and premises identified as 'unsuitable'*].
- (c) Considers and reports on the adequacy of the quality assurance processes across Leeds' Clinical Commissioning Groups and other service commissioners, where appropriate.

## **4.0 Corporate Considerations**

### **4.1 Consultation and Engagement**

- 4.1.1 It is recognised that in order to enable Scrutiny to focus on strategic areas of priority, each Scrutiny Board needs to establish an early dialogue with the Directors and Executive Board Members holding the relevant portfolios. The Vision for Scrutiny, agreed by full Council in May 2015 also states that Scrutiny Boards should seek the advice of the Scrutiny officer, the relevant Director and Executive Member about available resources prior to agreeing items of work.

### **4.2 Equality and Diversity / Cohesion and Integration.**

- 4.2.1 The Scrutiny Board Procedure Rules state that, where appropriate, all terms of reference for work undertaken by Scrutiny Boards will include 'to review how and to what effect consideration has been given to the impact of a service or policy on all equality areas, as set out in the Council's Equality and Diversity Scheme'.

### **4.3 Council Policies and the Best Council Plan**

- 4.3.1 The terms of reference of the Scrutiny Boards promote a strategic and outward looking Scrutiny function that focuses on the best council objectives.

### **4.4 Resources and Value for Money**

- 4.4.1 Experience has shown that the Scrutiny process is more effective and adds greater value if the Board seeks to minimise the number of substantial inquiries running at one time and focus its resources on one key issue at a time.
- 4.4.2 The Vision for Scrutiny, agreed by full Council also recognises that resources to support the Scrutiny function are, (like all other Council functions), under considerable pressure and that requests from Scrutiny Boards cannot always be met. Consequently, when establishing their work programmes Scrutiny Boards should:
  - Seek the advice of the Scrutiny officer, the relevant Director and Executive Member about available resources;
  - Avoid duplication by having a full appreciation of any existing forums already having oversight of, or monitoring a particular issue;
  - Ensure any Scrutiny undertaken has clarity and focus of purpose and will add value and can be delivered within an agreed time frame.

## **4.5 Legal Implications, Access to Information and Call In**

4.5.1 This report has no specific legal implications.

## **4.6 Risk Management**

4.6.1 There are no risk management implications relevant to this report.

## **5.0 Conclusions**

5.1 Scrutiny Boards are responsible for ensuring that items of scrutiny work come from a strategic approach as well as a need to challenge service performance and respond to issues of high public interest. This report provides information and guidance on potential sources of work and areas of priority within the Board's terms of reference. In consultation with the relevant Directors, Executive Board Members and Scrutiny Officer, the Scrutiny Board is requested to consider areas of Scrutiny for the forthcoming municipal year.

## **6.0 Recommendations**

6.1 Members are requested to;

- Use the attached information and the discussion with those present at the meeting to draw up a list of areas for Scrutiny for the forthcoming municipal year.
- Request that the Chair and the Scrutiny Officer consult with the relevant Director and Executive Board Members regarding resources in line with the agreed Vision for Scrutiny and report back to the next meeting with a draft work programme.

## **7.0 Background papers<sup>1</sup>**

7.1 None

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<sup>1</sup> The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.