

CALL IN REQUEST – Option (a)

A Call In request may be made by:

Any five non-executive Members of council

Date of decision publication: 23rd September 2016

Delegated decision ref: or

Executive Board Minute no: 60

Decision description: Better Lives Programme – Phase 3
Next Steps & Progress Report.
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Discussion with Decision Maker:

Prior to submitting a Call In, a nominated signatory must first contact the relevant officer or Executive Member to discuss their concerns and their reasons for wanting to call in the decision. Part of this discussion must include the Member ascertaining the financial implications of requesting a Call In.

Please identify contact and provide detail.

- Director/author of delegated decision report.
 Executive Board Member

Detail of discussion (to include financial implications)

Discussed the report with Sharon McFarlane
Chief Officer – Access & Care.
we discussed the financial aspect of
keeping open Sireen Manor at a cost of
£402,372. The discussion also covered
the Social Care Levy, age of residents, extra
care accommodation & the transition process.

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Reasons for Call In:

All requests for Call In must detail why, in the opinion of the signatories, the decision was not taken in accordance with the principles set out in Article 13 of the Council constitution (decision making) (principles of decision making) or where relevant issues do not appear to be taken into consideration. *Please tick the relevant box(es) and give an explanation.*

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|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Proportionality (ie the action must be proportionate to the desired outcome) |
| <input type="checkbox"/> | Due consultation and the taking of professional advice from officers |
| <input checked="" type="checkbox"/> | Respect for human rights |
| <input type="checkbox"/> | A presumption in favour of openness |
| <input type="checkbox"/> | Clarity of aims and desired outcomes |
| <input type="checkbox"/> | An explanation of the options considered and details of the reasons for the decision |
| <input type="checkbox"/> | Positive promotion of equal opportunities |
| <input checked="" type="checkbox"/> | Natural justice |

Explanation


we believe Siergen Manor & the other 2 care homes should remain open & only be covered by any some of the additional subsidised by the local care dept.

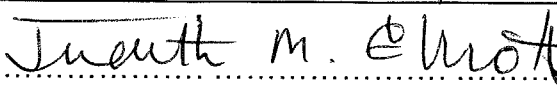
Money needs extra care accommodation & the care homes only remain open on a temporary basis while extra care accommodation becomes available - offering better quality accommodation.


we have some concerns about the quality of care in the independent sector & as many of the residents in all care homes is some of the most vulnerable in our communities we believe this decision does not need to be made at this time & propose it is called in.


Leeds City Council Scrutiny Support Unit

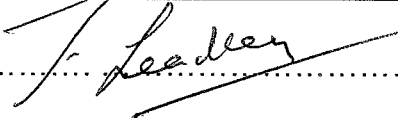
The following signatories request that the above decision be called in:

1) Signature..... 
Print name..... Robert Finnigan

2) Signature..... 
Print name..... JUDITH MARY ELLIOTT

3) Signature..... 
Print name..... ROBERT WILLIAM GETTINGS

4) Signature..... 
Print name..... Shirley Varley

5) Signature..... 
Print name..... Tom Lempert

This form should be submitted to the Scrutiny Support Unit, 1st Floor West, Civic Hall by **5.00pm on the fifth working day after the decision publication date**. The office is open from 9.00am to 5.00pm.

(For further information on the Call In procedure please refer to the Scrutiny Support Unit intranet site, or contact the Unit on 39 51151).

Leeds City Council Scrutiny Support Unit

For office use only: (box A)

Received on behalf of the Head of Governance Services by:

STEVEN COURNEY

.....(signature)

Date: 27/9/16 Time: 2:40pm SSU ref: 2016/17/15/68(G)

For office use only: (box B)

Exemption status checked:

Call In authorised: Yes No

Date checked:

Signed:

S. Courney

Signatures checked:

Date:

27/9/16

Receipts given:

Validity re article 13

Receipt details:

CALL IN REQUEST – Option (a)

A Call In request may be made by:

Any five non-executive Members of council

Date of decision publication:..... SEPTEMBER 23rd 2016.....

Delegated decision ref:or

Executive Board Minute no: 60 BETTER LIVES PROGRAMME

Decision description: B) THE DECOMMISSIONING OF
THE GREEN AS A DEMENTIA FACILITY.

Discussion with Decision Maker:

Prior to submitting a Call In, a nominated signatory must first contact the relevant officer or Executive Member to discuss their concerns and their reasons for wanting to call in the decision. Part of this discussion must include the Member ascertaining the financial implications of requesting a Call In.

Please identify contact and provide detail.

- Director/author of delegated decision report.
 Executive Board Member

Detail of discussion (to include financial implications)

MET WITH REBECCA CHALLWOOD (EXECUTIVE MEMBER
FOR HEALTH, WELLBEING AND ADULTS) 26/9/16.
CLLR CHALLWOOD REITERATED REASONS WHY THE
DECISION HAD BEEN MADE RE: THE CLOSURE
OF THE GREEN. DESPITE DISCUSSION, I REMAIN
UNCONVINCED THAT CLOSURE OF THIS FACILITY
IS THE CORRECT COURSE OF ACTION.
FINANCIAL IMPLICATIONS – REQUEST MADE OF

CATH ROFF FIGURES PROVIDED SHOW THAT THE FINANCIAL IMPLICATIONS SHOULD THE GREEN NOT CLOSE EQUAL £366,632.

IT WAS SUGGESTED THAT THE REASONS ARGUED FOR SAVING THE GREEN COULD EQUALLY BE APPLIED TO THE OTHER HOMES LEADING TO A POTENTIAL FINANCIAL IMPLICATION TOTALLING £1,945,368. THIS IS NOT CONSIDERED RELEVANT AS THIS CALL-IN RELATES SPECIFICALLY + SOLELY TO THE GREEN.

Reasons for Call In:

All requests for Call In must detail why, in the opinion of the signatories, the decision was not taken in accordance with the principles set out in Article 13 of the Council constitution (decision making) (principles of decision making) or where relevant issues do not appear to be taken into consideration. *Please tick the relevant box(es) and give an explanation.*

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|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Proportionality (ie the action must be proportionate to the desired outcome) |
| <input checked="" type="checkbox"/> | Due consultation and the taking of professional advice from officers |
| <input checked="" type="checkbox"/> | Respect for human rights |
| <input checked="" type="checkbox"/> | A presumption in favour of openness |
| <input checked="" type="checkbox"/> | Clarity of aims and desired outcomes |
| <input checked="" type="checkbox"/> | An explanation of the options considered and details of the reasons for the decision |
| <input checked="" type="checkbox"/> | Positive promotion of equal opportunities |
| <input checked="" type="checkbox"/> | Natural justice |

Explanation IF COST IS A MAJOR FACTOR IN THE PROPOSED CLOSURE OF THE GREEN AS A SPECIALIST CARE FACILITY FOR THOSE LIVING WITH DEMENTIA THEN THIS IS NOT PROPORTIONATE. LCC WILL STILL BE PAYING PROVIDERS WHO MAY NOT HAVE THE GREEN'S "GOOD" CQC RATING. CONSULTATION WAS CARRIED OUT BUT IGNORED, AS WAS THE STRONG RECOMMENDATION FROM THE RELEVANT SCRUTINY BOARD TO DEFER CLOSURE FOR TWO YEARS. TO DISPLACE RESIDENTS OF THE GREEN AGAINST THEIR WISHES (+ THOSE OF THEIR FAMILIES AND CARERS) DISREGARDS THEIR HUMAN RIGHTS. THIS FACILITY IS THEIR HOME. MOREOVER, MOVING THOSE WITH COMPLEX HEALTH NEEDS SPEEDS END OF LIFE. PRESUMABLY THE EXECUTIVE BOARD MEMBER WAS AWARE OF THIS? IF NOT AND SHE WAS NOT ADVISED ACCORDINGLY BY OFFICERS, THEN THOSE OFFICERS WERE PROFESSIONALLY LACKING. THERE WAS A LACK OF OPENNESS - DESPITE REQUESTS FROM SCRUTINY, MEMBERS WERE NOT GIVEN PERMISSION TO

PLEASE SEE CONTINUATION SHEET

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Reasons for Call In:

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| <input type="checkbox"/> | Respect for human rights |
| <input type="checkbox"/> | A presumption in favour of openness |
| <input type="checkbox"/> | Clarity of aims and desired outcomes |
| <input type="checkbox"/> | An explanation of the options considered and details of the reasons for the decision |
| <input type="checkbox"/> | Positive promotion of equal opportunities |
| <input type="checkbox"/> | Natural justice |

Explanation CONTINUED -

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..... COMMENT ON THE EXECUTIVE BUANS PAPER.

..... THE PIMS ARE UNCLEAR - WAS THE DECISION

..... MADE TO IMPROVE THE QUALITY OF LIFE FOR THE

..... RESIDENTS OF THE GREEN? IF SO, THIS WILL NOT

..... BE ACHIEVED BY FORCING THEM FROM THEIR HOME

..... AGAINST THEIR WILL AND INTO THE VAMABLE

..... CARE OF THE PRIVATE SECTOR. IF THE DECISION

..... WAS TAKEN DUE TO FINANCIAL CONSTRAINTS

..... HOW CAN LCC BE FINANCIALLY ROBUST ENOUGH

..... TO GIFT £4 MILLION TO YORKSHIRE CRICKET?

..... NO EXPLANATION WAS OFFERED AS TO WHY

..... OTHER OPTIONS, SUCH AS REFURBISHMENT,

..... WERE NOT CONSIDERED. EQUAL OPPORTUNITIES TO

..... THOSE LIVING WITH DEMENTIA HAVE BEEN DENIED

..... BY NOT ALLOWING THEM FREEDOM TO CHOOSE

..... WHERE TO LIVE. FOR REASONS SPECIFIED ABOVE,

..... THIS DECISION GIVES NO REGARD TO JUSTICE FOR

..... THE RESIDENTS AND THEIR FAMILIES.

CALL IN REQUEST – Option (a)

A Call In request may be made by:

Any five non-executive Members of council

Date of decision publication:.....

Delegated decision ref:or

Executive Board Minute no:

Decision description:

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Discussion with Decision Maker:
Prior to submitting a Call In, a nominated signatory must first contact the relevant officer or Executive Member to discuss their concerns and their reasons for wanting to call in the decision. Part of this discussion must include the Member ascertaining the financial implications of requesting a Call In.

Please identify contact and provide detail.

Director/author of delegated decision report.

Executive Board Member

Detail of discussion (to include financial implications)

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Leeds City Council Scrutiny Support Unit

The following signatories request that the above decision be called in:

1) Signature..... *Catherine Dobson*
Print name..... CATHERINE DOBSON.

2) Signature..... *R. Prankins*
Print name..... ROWEN PRANKINS

3) Signature..... *S. Field*
Print name..... SARAH FIELD

4) Signature..... *Kim Croves*
Print name..... KIM CROVES

5) Signature..... *J Walker*
Print name..... JANET WALKER

This form should be submitted to the Scrutiny Support Unit, 1st Floor West, Civic Hall by **5.00pm on the fifth working day after the decision publication date**. The office is open from 9.00am to 5.00pm.

(For further information on the Call In procedure please refer to the Scrutiny Support Unit intranet site, or contact the Unit on 39 51151).

SUPPORTED BY
CLLR DAVID NAGLE
CLLR DENISE NAGAN.

Leeds City Council Scrutiny Support Unit

For office use only: (box A)

Received on behalf of the Head of Governance Services by:



.....(signature)

Date: 28th Sep 2016 Time: 13.15 pm SSU ref: 2016/17/15/68(ii)

For office use only: (box B)

Exemption status checked:

Call In authorised: Yes/ No

Date checked:

Signed: 

Signatures checked:

Date: 28/9/16

Receipts given:

Validity re article 13

Receipt details:

CALL IN REQUEST – Option (a)

A Call In request may be made by:

Any five non-executive Members of council

Date of decision publication: 23/09/16

Delegated decision ref: N/A

Executive Board Minute no: 60

Decision description: Better Lives programme: Phase Three: Next Steps and Progress Report

Discussion with Decision Maker:

Prior to submitting a Call In, a nominated signatory must first contact the relevant officer or Executive Member to discuss their concerns and their reasons for wanting to call in the decision. Part of this discussion must include the Member ascertaining the financial implications of requesting a Call In.

Please identify contact and provide detail.

Director/author of delegated decision report.

Executive Board Member

Detail of discussion (to include financial implications)

Cllr Alan Lamb discussed this call in with the Director of Adult Social Care Cath Roff on 29 September 2016 at 11.05AM. Financial implications were discussed along with the reasons for the call in, more details overleaf.

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Reasons for Call In:

All requests for Call In must detail why, in the opinion of the signatories, the decision was not taken in accordance with the principles set out in Article 13 of the Council constitution (decision making) (principles of decision making) or where relevant issues do not appear to be taken into consideration. *Please tick the relevant box(es) and give an explanation.*

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|-------------------------------------|--|
| <input type="checkbox"/> | Proportionality (ie the action must be proportionate to the desired outcome) |
| <input type="checkbox"/> | Due consultation and the taking of professional advice from officers |
| <input type="checkbox"/> | Respect for human rights |
| <input checked="" type="checkbox"/> | A presumption in favour of openness |
| <input checked="" type="checkbox"/> | Clarity of aims and desired outcomes |
| <input checked="" type="checkbox"/> | An explanation of the options considered and details of the reasons for the decision |
| <input type="checkbox"/> | Positive promotion of equal opportunities |
| <input type="checkbox"/> | Natural justice |

Explanation

The call in is moved for the following reasons:


Firstly, concern about future use of the Manorfield House site and provision of extra care accommodation in that part of the city, along with concerns about communication with residents and where they will be re-located.

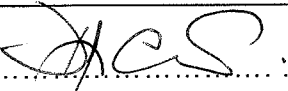
Secondly, why have the recent recommendations of the Scrutiny Board Adult Social Services, Public Health, NHS been ignored? These gave a clear recommendation that the Green should be kept open for a further 2 years.

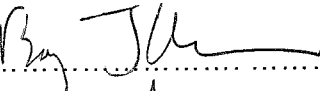
And lastly, has sufficient consideration been given to provide alternative accommodation for residents using the affected day care services, particularly with regard to the Radcliffe Lane Day Centre in Pudsey?


Leeds City Council Scrutiny Support Unit

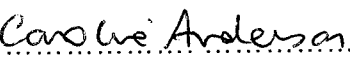
The following signatories request that the above decision be called in:

1) Signature..... 
Print name..... NEIL BUCKLEY

2) Signature..... 
Print name..... DAWN COLLINS

3) Signature..... 
Print name..... Brian Anderson

4) Signature..... 
Print name..... Alan Lamb

5) Signature..... 
Print name..... CAROLINE ANDERSON

This form should be submitted to the Head of Scrutiny and Member Development (Scrutiny Support Unit, 1st Floor West, Civic Hall) by **5.00pm on the fifth working day after the decision publication date**. The office is open from 9.00am to 5.00pm.

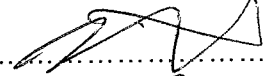
(For further information on the Call In procedure please refer to the Scrutiny Support Unit intranet site, or contact the Unit on 39 51151).

Leeds City Council Scrutiny Support Unit

For office use only: (box A)

Governance Services

Received on behalf of the Head of ~~Scrutiny~~ and ~~Member Development~~ by:

.....(signature)

Date: 29.9.16. Time: 11:30 AM SSU ref: 2016/17/15/68(ii)

For office use only: (box B)

Exemption status checked:

Call In authorised: Yes / No

Date checked:

Signed: 

Signatures checked:

Date: 29/SEP/2016

Receipts given:

Validity re article 13

Receipt details:

CALL IN REQUEST – Option (a)

A Call In request may be made by:

Any five non-executive Members of council. *Two non-executive members of council if they are not of same political group.*

Date of decision publication: 23rd September 2016

Delegated decision ref or Executive Board Minute no: Minute 60

Decision description: Better Lives Programme: Phase Three: Next Steps and Progress Report

Discussion with Decision Maker:

Prior to submitting a Call In, a nominated signatory must first contact the relevant officer or Executive Member to discuss their concerns and their reasons for wanting to call in the decision. Part of this discussion must include the Member ascertaining the financial implications of requesting a Call In.

Please identify contact and provide detail.

Director/author of delegated decision report.

Executive Board Member

Detail of discussion (to include financial implications)

A meeting between Cllr Golton, Cllr Jonathan Bentley and Cath Roff took place on Thursday 29th September

They discussed concerns that the paper does not sufficiently justify proceeding with the decision given the overwhelmingly negative responses to the consultation with residents, their families and staff at the affected facilities.

They also discussed the councillors' view that the overall strategy is outdated because recent developments in the private care sector mean that the alternatives to current provision are no longer available to the extent envisaged in the Better Lives Strategy. As well as this, councillors were concerned that council assurances around the delivery of extra care housing are insufficient because delivery partners are not coming forward and that the market as described by the council does not exist.

They further discussed fears that the council is taking a risky approach in choosing to dispose of facilities to the private sector without seeking to transfer any of the assets to community social enterprises, which should be enabled to create a more sustainable mixed economy in the city for health and care services.

Cath Roff said that the financial implications of not implementing the recommendations of the executive board paper are £1.9 million in 2016/17.

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Reasons for Call In:

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<input type="checkbox"/>	Respect for human rights
<input checked="" type="checkbox"/>	A presumption in favour of openness
<input checked="" type="checkbox"/>	Clarity of aims and desired outcomes
<input checked="" type="checkbox"/>	An explanation of the options considered and details of the reasons for the decision
<input type="checkbox"/>	Positive promotion of equal opportunities
<input type="checkbox"/>	Natural justice

Explanation

- The decision does not give due consideration to the effect of privatising home care on the local care economy, nor does it acknowledge the risks to the service of relying on national or internationally orientated private sector providers operating in a market characterised by ever increasing uncertainty.
- There has been a lack of consultation with members and residents on the closure of Manorfield House and the report lacks detail on what will happen to current residents of that facility
- The report fails to explain why the executive member is not adopting the recommendations of scrutiny board, in particular the recommendation that closure of The Green be delayed for two years
- Whilst consultation with service users and staff is extensive, the report does not give adequate consideration to the overwhelmingly negative responses received to each proposal, nor does it state whether any of these concerns have been addressed or the extent to which they have influenced the final proposals.
- Middlecross itself has a day care centre and residential dementia care on adjoining sites, allowing the residents from the homes to access the day care activities daily, a fact that the report does not adequately acknowledge. Users of the day care centre also enjoy hot meals courtesy of the residential home, a service they would not be able to access elsewhere.

Leeds City Council Scrutiny Support Unit

The following signatories request that the above decision be called in:

Signature..... *David Blackburn*.....
Print name..... DAVID BLACKBURN.....

Signature..... *A Blackburn*.....
Print name..... ANN BLACKBURN.....

Signature..... *B. C.*.....
Print name..... BRIAN CLEASBY.....

Signature..... *Jonathan Bentley*.....
Print name..... JONATHAN BENTLEY.....

This form should be submitted to the Scrutiny Support Unit, 1st Floor West, Civic Hall by **5.00pm on the fifth working day after the decision publication date**. The office is open from 9.00am to 5.00pm.

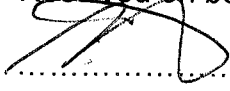
(For further information on the Call In procedure please refer to the Scrutiny Support Unit intranet site, or contact the Unit on 39 51151).

A SIGNATURES VALU. ~ 2 POLITICAL PARTIES.

Leeds City Council Scrutiny Support Unit

For office use only: (box A)

Received on behalf of the Head of Governance Services by:



.....(signature)

Date: 30/SEP/2016

Time: 2.35 pm

SSU ref: 2016/17/15/62(IV)

For office use only: (box B)

Exemption status checked:



Call In authorised: (Yes) No

Date checked:



Signed: 

Signatures checked:



Date: 30/9/2016

Receipts given:



Validity re article 13



Receipt details:

TWO NON-EXECUTIVE MEMBERS OF COUNCIL.
CAN CALL-IN A DECISION IF THEY ARE NOT FROM THE
SAME POLITICAL GROUP.

4 VALID SIGNATURES. 2 LIBERAL DEMOCRATS.
2 GREEN GROUP