

SCRUTINY BOARD (HEALTH AND WELL-BEING AND ADULT SOCIAL CARE)

WEDNESDAY, 27TH MARCH, 2013

PRESENT: Councillor J Illingworth in the Chair

Councillors S Bentley, K Bruce, C Fox,
P Truswell, G Hussain, J Walker, C Fox,
K Bruce, S Varley, S Bentley, M Robinson
and C Gruen

CO-OPTED MEMBERS:

Joy Fisher, Leeds LINK
Sally Morgan, Equality Issues
Emma Stewart, Alliance of Service Users and Carers

94 Chair's Opening Remarks

The Chair welcomed everyone to the March meeting of the Scrutiny Board (Health and Well-being and Adult Social Care).

He informed the Board that this represented the final Scrutiny Board meeting before Leeds Local Involvement Network would cease to exist as the new structural arrangements for the NHS and wider Health economy come into force on 1st April 2013.

On behalf of all members of the Scrutiny Board, the Chair thanked co-opted members Joy Fisher and Betty Smithson, in their capacity as representatives of Leeds LINK, for their valuable contributions to the Board over a number of years.

The Board agreed the both Joy Fisher and Betty Smithson should continue as co-opted members on the Board, as general patient / service user representatives, for the remainder of the 2012/13 municipal year.

95 Declaration of Disclosable Pecuniary Interests

There were no disclosable pecuniary interests declared to the meeting, however, in relation to the item entitled, 'Charges for Non-Residential Adult Social Care Services', Councillor S Varley drew the Board's attention to the fact that she was a Member of the Cross Party Board for the Charging Review. Joy Fisher and Emma Stewart also drew the Board's attention to their roles on the Service Expert Advisory Group involved in the review process. (Minute 98 refers).

96 Apologies for Absence and Notification of Substitutes

Apologies for absence were received on behalf of Councillor T Murray and Betty Smithson, Leeds LINK.

Notification had been received for Councillor C Gruen to substitute for Councillor T Murray.

97 Minutes - 20th February 2013

The Principal Scrutiny Adviser informed the meeting that the minutes of the previous meeting held on 20th February 2013 were not available. He apologised for this omission and it was noted that a copy would be submitted to the next meeting for approval.

98 Charges for Non-Residential Adult Social Care Services

The Director of Adult Social Services submitted a report informing the Scrutiny Board of the outcomes of the stakeholder consultation and engagement on the Adult Social Care charging review for non-residential services.

Appended to the report were copies of the following documents for the information/comment of the meeting:

- Adult Social Care – Charging Review for Non-Residential Services 2012/13 – Report on the Consultation and Engagement – March 2013
- Adult Social Care – Charging for Non-Residential Services Feedback Form (Appendix 1 refers)
- Charging Review – Consultation Events Summary (Appendix 2 refers)
- Charging Review 2012 2012 – Feedback Forms Summary (Appendix 3 refers)
- Feedback Form Summary (Appendix 4 refers)
- Charging Review Consultation Feedback – Statistically Significant Variations (Appendix 5 refers).

The following representatives were in attendance and responded to Members' queries and comments:

- Councillor Lucinda Yeadon (Executive Board Member for Adult Social Services) – Leeds City Council
- Sandie Keene (Director of Adult Social Services) – Leeds City Council
- Janet Somers (Consultation and Involvement Officer) – Leeds City Council, Adult Social Services
- Alden Chadwick (Charging Review Project Manager) – Leeds City Council, Adult Social Services.

At the request of the Chair, the Executive Board Member for Adult Social Services presented the report highlighting the following key areas:

- that the consultation had informed the revised charging proposals contained in the Charging Review report to be presented to the Executive Board on 24 April 2013
- that each stage of the consultation process had been discussed at the all-party group
- that service users comments will be included in the Charging Review Report to the Executive Board
- that the report to be considered today details the intensive consultation process
- that it was originally planned to bring the consultation report earlier in the year but the complex processes (particularly around CareRing) took more time than expected.

In summary, specific reference was made to the following areas:

- Clarification of the aims of the CareRing and Telecare Service; Home based Sitting Service and Mental Health Services.
- To congratulate officers in achieving a feedback of 4,000 forms
- Clarification of how CareRing compared with other telecare services provided by private organisations.
(The Director of Adult Social Services responded and explained that there are few 3rd sector providers of alarm services – however she knew that Age UK provided a service. She pointed out that we would be looking at the revised charges and charging comparisons at the workshop on 12 April.)
- Clarification regarding Adult Social Care's knowledge of service users use of attendance allowance i.e. if they used the allowance to contribute to their charges.
(The Director of Adult Social Services responded and explained that attendance allowance is not taken into account in assessing people's contribution. However, Adult Social Care has no way of requiring people to use their attendance allowance to pay for services.)
- Concerns that it was unfair that CareRing service users wouldn't have a financial assessment, because if they did, the majority wouldn't have to pay anything.
(The Director of Adult Social Services responded and explained that most CareRing customers had low or moderate needs and are not required to have a community care assessment.)
- Clarification of the number of CareRing users affected should the proposals be approved and the concerns expressed that many constituents would not respond to the consultation process so very little savings will be achieved through the proposals.
(The Director of Adult Social Services responded and explained that the Government [in deciding allocations to local government] would make assumptions about the levels of income the council made from charging. If the council didn't charge to bring Leeds in-line with similar authorities the council would face financial penalties.)
- Clarification if Members had the opportunity to comment on the proposals.

(The Executive Board Member for Adult Social Services responded and confirmed that final proposals were being worked through and that there was an opportunity to discuss these at the Working Group meeting on 12th April 2013 prior to consideration by Executive Board on 24th April 2013)

- Concerns that there were very low returns from people who used the mental health services (particularly the housing support service).
(The Director of Adult Social Services responded and explained that some mental health service users had specifically asked ASC not to send them written information and feedback forms. She suggested that given the extensive consultation on the modernisation programme some people felt 'over-consulted'. The Director explained that the charging consultation was running alongside the service consultation and had been discussed at the Mental Health Advisory board. The Consultation and Involvement Officer explained that ASC had attended all the mental health day centres for specific sessions on the proposed charges for mental health services, in addition to drop-in events. Also there was mental health service user representation on the Service Expert Advisory Group where mental health issues were discussed in a very interactive way.)
- Clarification if the Service Expert Advisory Group and Members Advisory Group were planning to have further meetings.
(The Director of Adult Social Services responded and explained that the Advisory Groups would not be meeting again before the Executive Board Meeting.)
- The concerns expressed that there was no comparative figures included within the report.
(The Director of Adult Social Services responded and explained that the benchmarking information was public and would be made available to the Working Group and the Executive Board.)
- The concerns expressed that the process was late in coming forward and that all charges should be brought to the Scrutiny Board at the start of the process.
(The Director of Adult Social Services responded and explained that the submission of all charges to scrutiny would have to be subject to political decisions.)
- Clarification of what additional income would be raised from the revised CareRing charges.
(The Director of Adult Social Services responded and explained that she did not have the detailed information to hand but it was in the range of £0.80m for CareRing with an overall income of £2.3-2.4m. She explained that detailed information will be provided at the workshop on the 12th April.)
- Clarification of the impact the proposals would have on those people who opted out of the CareRing Service and the concerns raised that the process would become over complicated and put the Council at risk financially.
- The concerns raised that the most vulnerable constituents would have difficulty in completing the feedback forms.

- The concerns raised that the wording of paragraph 5.3 appeared to be contradictory.
(The Consultation and Involvement Officer explained that paragraph 5.3 referred to a main issue but it was not raised by the majority of respondents [50% or over].)

RESOLVED –

- a) That the contents of the report and appendices be noted.
- b) That the Scrutiny Board notes the outcomes from the stakeholder consultation and engagement activity, associated with the Adult Social Care charging review for non-residential services.
- c) That the above issues raised be discussed further at the Scrutiny Board Working Group on 12th April 2013.

99 2012/13 Quarter 3 Performance Report

The Assistant Chief Executive (Customer Access and Performance) submitted a report providing a summary of performance against the strategic priorities relevant to the Health and Well-being and Adult Social Care Scrutiny Board.

Appended to the report were copies of the following documents for the information / comment of the meeting:

- Performance Reports for the Health and Wellbeing City Priority Plan Priorities 2012/13 Quarter 3 (Appendix 1 refers)
- Adult Social Care Directorate Priorities and Indicators (Appendix 2 refers).

The following representatives were in attendance and responded to Members' queries and comments:-

- Councillor L Yeadon (Executive Board Member for Adult Social Services) – Leeds City Council
- Sandie Keene (Director of Adult Social Services) – Leeds City Council
- Stuart Cameron-Strickland (Head of Policy, Performance and Improvement) – Leeds City Council, Adult Social Services
- Dr. Ian Cameron (Joint Director of Public Health) – NHS Airedale Bradford and Leeds/Leeds City Council.

In summary, specific reference was made to the following areas:

- The need to make more headway on the smoking figures.
(The Joint Director of Public Health responded and confirmed that tobacco would be included in the Children and Young Peoples' Plan. Further work was being undertaken on smokeless tobacco and from 1st April 2013 the three Clinical Commissioning Groups would be addressing smoking cessation with a view to taking ownership of the issue. However tobacco would remain a top priority for the Board.)
- Clarification of the role of people trained to be peer assessors.

(The Joint Director of Public Health responded and agreed to come back on the timescale issues via the Principal Scrutiny Adviser.)

- The need to avoid implementing more and more reviews and strategies in this area and to seek practical advice from other local authorities in this area.
- The need to target schools with a view to catching them young when discussing the dangers of tobacco smoking.
- Clarification of the total spend on smoking cessation.
(The Joint Director of Public Health responded and agreed to come back on the costings via the Principal Scrutiny Adviser.)
- Clarification of how much was invested by the Council in tobacco firms in relation to the West Yorkshire Pensions Fund.
- Clarification of the data used in relation to Leeds being named 'Best City for Health and Wellbeing'.
(The Joint Director of Public Health responded and highlighted the delays in accessing data due to the changes within the NHS.)
- To express concerns again that the gap was not narrowing.
- The need for the Board to acknowledge that poverty and children was a huge issue for the Board and of the fact that poverty had improved over the last 30 years.
- The need to acknowledge the importance of starting with a partnership approach to tackle inequality of health.
- Clarification of how the Board's recommendations made last year on fuel poverty and free school meals were being taken forward.
- Clarification as to why the target around helping people with poor physical or mental health to learn or relearn the skills for daily living was so poor.
(The Director of Adult Social Services responded and highlighted the measures in place to address this issue.)
- Clarification of how routine the use of carbon monoxide was used in relation to training for midwives.
(The Joint Director of Public Health responded and agreed to come back on this issue via the Principal Scrutiny Adviser.)

RESOLVED –

- a) That the contents of the report and appendices be noted.
- b) That this Board notes the Quarter 3 performance information and the issues which had been highlighted.

(Joy Fisher, Leeds LINK left the meeting at the conclusion of this item.)

100 Scrutiny Inquiry - Strategic Partnership Boards

The Head of Scrutiny and Member Development submitted a report outlining the strengths and areas for development in relation to the Health and Well-being Board.

Appended to the report was a copy of a document entitled 'Review of Partnership Boards' prepared by the Shadow Health and Wellbeing Board for the information/comment of the meeting.

The following representatives were in attendance and responded to Members' queries and comments:

- Councillor Lisa Mulherin (Executive Board Member for Health and Wellbeing) Chair of Leeds' Shadow Health and Wellbeing Board
- Rob Kenyon (Head of Partnerships and Organisational Effectiveness) – Leeds City Council, Adult Social Services
- Dr Andy Harris, Leeds South and East Clinical Commissioning Group – Shadow Health and Wellbeing Board
- Susie Brown, Third Sector Leeds – Shadow Health and Wellbeing Board.

At the request of the Chair, the Executive Board Member for Health and Wellbeing and Chair of Leeds' Shadow Health and Wellbeing Board presented the report with specific reference to the membership of the Board and the proposals in place for the end of May when the new Board goes 'live'.

It was noted that the Shadow Health and Wellbeing Board was at a different stage of development to other Strategic Partnerships, with the key focus being on influencing commissioning and service delivery. It was also noted that health service providers were not represented on the shadow board.

An outline of the draft Health and Wellbeing Strategy was provided, to help demonstrate the joint working and planning that had taken place within the shadow board.

In summary, specific reference was made to a number of areas, including the following matters:

- The balance between preventative medicine and acute services.
(It was highlighted that the transfer of public health responsibilities to the Council provided significant opportunities to influence health outcomes – through a whole-council approach. One of the aims of the Health and Wellbeing Strategy was to raise aspirations within communities and to jointly address priority areas: a key focus being the wider determinants of health and wellbeing.)
- Data sharing across the Leeds health economy and organisational boundaries.
(The role of Health Champions/ Area Leads was highlighted as offering important links into the overall Health and Wellbeing Strategy)
- Clarification around the definition of 'Deprived Leeds' referred to within the report.
(It was clarified this referred to Medium Super Output Areas (MSOAs) – each with a population of around 7,000. Those MSOA's identified as being in the bottom 10% nationally were classed as representing 'Deprived Leeds'.)

- The representative and advocacy role played by Third Sector Leeds as part of the membership of the (shadow) Health and Wellbeing Board.
- A pragmatic approach to demonstrating progress in priority areas highlighted in the draft Health and Wellbeing Strategy.
- The role and benefit of the Health and Wellbeing Board in helping to target resources effectively across the City.

RESOLVED –

- a) That the contents of the report and appendices be noted.
- b) That this Board takes specific note of the:
 - a. Context of the shadow board as a preparatory vehicle for the establishment of the statutory Health and Wellbeing Board from April 2013
 - b. Profile that the work of the board has received nationally and the influence it has had on shaping national guidance
 - c. Preparatory work undertaken in Leeds to ensure that the full Health and Wellbeing Board can move forward at pace with its statutory duties once it is formally established.
- c) That the Principal Scrutiny Adviser be requested to draft a paper incorporating Board Members comments with a view to presenting this to a future meeting of the Scrutiny Board for agreement.

(Councillor C Gruen left the meeting at 12.10pm during discussions of the above item.)

(Councillor S Bentley left the meeting at 12.15pm during discussions of the above item.)

(Councillor M Robinson left the meeting at 12.25pm during discussions of the above item.)

(Councillor J Walker left the meeting at 12.35pm during discussions of the above item.)

101 Work Schedule - March 2013

The Head of Scrutiny and Member Development submitted a report which presented the Scrutiny Board's outline schedule for the remainder of the current year.

Appended to the report were copies of the following documents for the information/comment of the meeting:

- Scrutiny Board (Health and Wellbeing and Social Care) 2012/13 Municipal Year – Work Schedule (Appendix 1 refers)

- Review of Children’s Congenital Cardiac Services – Copy of the High Court Full Judgement (Appendix 2 refers)
- “Save and Sustainable Review of Children’s Congenital Heart Services” – IRP Review – Letter from the Department of Health dated 15th March 2013 (Appendix 3 refers)
- Executive Board minutes of a meeting held on 13th March 2013 (Appendix 4 refers).

The Principal Scrutiny Adviser presented the report and responded to Members’ queries and comments.

In summary, specific reference was made to the following areas:

- The need for the Board to address the movement of services within the NHS.
- The need for the Board consider the role of the three Clinical Commissioning Groups and their respective commissioning plans.
- Discussion around Primary Care and the merits of undertaking an inquiry that considers access to primary care services (with particular reference to GP access times and access to pharmacy services.)
- Waiting times for minor injuries and Accident and Emergency.
- Further discussions about the development of Healthwatch Leeds.

The Principal Scrutiny Adviser made specific reference to the Scrutiny Board Working Group meeting on 12th April 2013 to consider the charging proposals.

Reference was also made to proposals around unplanned dental services in West Yorkshire with a provisional date of 15th April 2013 set aside for a Scrutiny Board Working Group to consider this issue. The Principal Scrutiny Adviser agreed to confirm these arrangements in due course, together with a requirement to convene an additional Scrutiny Board meeting in mid -May 2013.

In concluding his presentation, the Principal Scrutiny Adviser informed the meeting that there had been a delay in formulating the Dementia strategy and action plan.

RESOLVED –

- a) That the contents of the report and appendices be noted.
- b) That the Principal Scrutiny Adviser be requested to incorporate the above issues with the Board’s work schedule for April/May 2013.

(Councillor G Hussain left the meeting at 12.50pm during discussions of the above item)

102 Date and Time of the Next Meeting

Wednesday 24th April 2013 at 10.00am in the Civic Hall, Leeds
(Pre meeting for Board Members at 9.30am)

(The meeting concluded at 12.55pm)