



Minutes of the Policy Development and Decision Group (Joint Commissioning Team)

1 October 2018

-: Present :-

Councillor Mills (Chairman)

Elected Mayor Oliver and Councillors Amil, Excell, Haddock, Parrott, Stockman and Stocks

(Also in attendance: Councillors Bye and Tyerman)

49. Apologies

An apology for absence was received from Councillor Ellery.

50. Minutes

The minutes of this Policy Development Decision Group held on 4 June 2018 were confirmed as a correct record and signed by the Chairman.

51. Living Well with a Learning Disability in Devon

The Group considered the draft Living Well with a Learning Disability in Devon strategy which had been developed through the collaboration of partners in the Sustainability and Transformation Plan (STP) area. The Strategy built on the progress made since the publication of the previous joint strategy 2014-2017 and set out a refreshed approach to improving the lives of adults who have a learning disability in the wider Devon area. The Group noted that the draft Strategy had been considered by the Overview and Scrutiny Board at their meeting on 26 September 2018, and recommended that the Mayor approve the Strategy.

The Group made the following recommendation to the Elected Mayor:

That the Living Well with a Learning Disability 2018-2022 strategy, as set out in Appendix 1 to the submitted report be approved.

That Elected Mayor considered the recommendation as set out above at the meeting and the record of decision, together with further information is attached to these minutes.

52. Private, voluntary and independent sector workforce strategy

The Group considered the submitted report which set identified current workforce capacity in the private, independent and voluntary sector. It was noted that the

strategy had been produced to provide a framework for further development. Whilst short term actions are being undertaken to support the present demand a series of projects will produce the details for a strategy that begins to address future change. The Group was advised that an update would be provided at a future meeting.

53. Memorandum of Understanding for Risk Share Post Contract

The Group considered the submitted report which provided an update on a review of the risk share agreement between Torbay and South Devon NHS Foundation Trust, Torbay Clinical Commissioning Group and Torbay Council for the delivery of adults health and social care. The report set out a draft Memorandum of Understanding for the continuation of the risk share agreement which had been considered and recommended for approval at the Overview and Scrutiny Board on 26 September 2018.

The Group made the following recommendation to the Elected Mayor:

That Torbay Council in principle commits to a further period of integrated care in order to improve outcomes for our community and officers are asked to continue the financial risk share as part of ensuring resources are used to best effect. Officers are asked to develop a detailed proposal for consideration and agreement by Torbay Council, Torbay Clinical Commissioning Group (CCG) and Torbay and South Devon NHS Foundation Trust (TSDFT) by March 19.

That Elected Mayor considered the recommendation as set out above at the meeting and the record of decision, together with further information is attached to these minutes.

54. Children Looked After and Corporate Parenting Strategy

The Group considered the submitted strategy which had been developed alongside a number of other strategies and plans to ensure that the Authority delivers the objectives within the Torbay Children and Young People's Plan for all those that are in care.

The Group made the following recommendation to the Elected Mayor:

That the draft Looked After Children and Corporate Parenting strategy attached at Appendix 1 to the submitted report be approved and that Director of Children's Services be given delegated authority to make any final changes in consultation with key stakeholders, the Elected Mayor and Executive Lead for Children's Services.

The Elected Mayor considered the recommendation as set above at the meeting and the record of decision, together with further information is attached to these minutes.

55. Annual Youth Justice Plan

The Group considered the submitted report which set out the statutory requirement for each local authority to set out an annual plan for the delivery of the Youth Justice Service within their area.

The Group made the following recommendation to the Elected Mayor:

That the Youth Justice Plan 2018/19, as set out in the submitted report, be approved.

The Elected Mayor considered the recommendation as set out above at the meeting and the record of decision, together with further information is attached to these minutes.

Chairman

Record of Decisions

Living Well with a learning disability in Devon

Decision Taker

Elected Mayor on 01 October 2018

Decision

That the Living Well with a Learning Disability 2018-2022 strategy, as set out in Appendix 1 to the submitted report be approved.

Reason for the Decision

To promote the independence of people with learning disabilities and help people to achieve what matters to them and to ensure Devon is a place where people with learning disabilities live in the community of their choice, can access support when they need it that is close to home and helps them to achieve their goals, and are happy, healthy and safe.

Implementation

This decision will come into force and may be implemented on 15 October 2018 unless the call-in procedure is triggered (as set out in Standing Order in relation to Overview and Scrutiny).

Information

The attached draft strategy has been developed through the collaboration of partners in the STP Learning Disability and Autism programme. This strategy builds on the progress made since the publication of the previous joint strategy 2014-2017 and sets out our refreshed approach to improving the lives of adults who have a learning disability in wider Devon. It is deliberately high level in setting out the strategic intentions and desired outcomes for people with a learning disability in Devon to live well and thrive. The draft strategy that has been subject to engagement and includes the strategic themes from the STP 2 year update.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

5 October 2018

Signed: _____
Deputy Mayor, Councillor Mills

Date: _____

Record of Decisions

Memorandum of Understanding for Risk Share Post Contract

Decision Taker

Elected Mayor on 01 October 2018

Decision

That Torbay Council in principle commits to a further period of integrated care in order to improve outcomes for our community and officers are asked to continue the financial risk share as part of ensuring resources are used to best effect. Officers are asked to develop a detailed proposal for consideration and agreement by Torbay Council, Torbay Clinical Commissioning Group (CCG) and Torbay and South Devon NHS Foundation Trust (TSDFT) by March 19.

Reason for the Decision

To demonstrate that in principle to continue to be party to a financial risk share for the provision of health and care in the community for a further period, currently considered as a 5 year period.

Implementation

The decision will come into force and may be implemented on 15 October 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

Information

The contractual and financial environment in operation in the local system since the formation of Torbay and South Devon NHS Foundation Trust as an Integrated provider of health and adult social care, is a multi-year block contract with a Risk Share Agreement, to which South Devon and Torbay CCG, Torbay and South Devon NHS Foundation Trust and Torbay Council are all parties. This contract at present sets the income level for the Trust for 2018/19 years and this level of income / expenditure is reflected in the respective plans of the CCG, Trust and Torbay Council.

The advent of Sustainability and Transformation Plans (STP) has required health and social care systems to work together to produce plans to deliver service and financial sustainability over the medium term.

The overall aim from this review is the continued development of the risk share arrangements in the community, including a review of delivery so far with a view to arriving at a place where the intentions and commitment of all parties is clear and negotiations start for the RSA which would need to be in effect from 1 October 2020.

This would require 3 way agreement and commitment to continuation of ASC contract and extension of RSA with the supporting financial framework effective 1st April. This secures continued investment in the integrated system since October 2015, and the contract for ASC since 2005; It is our intention that this would need to be negotiated and agreed by end of March 2019.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

Yes – Reference Number: I040566

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

5 October 2018

Signed: _____
Deputy Mayor, Councillor Mills

Date: _____

Record of Decisions

Children Looked After and Corporate Parenting Strategy

Decision Taker

Elected Mayor on 01 October 2018

Decision

That the draft Looked After Children and Corporate Parenting strategy attached at Appendix 1 be approved and that Director of Children's Services be given delegated authority to make any final changes in consultation with key stakeholders, the Elected Mayor and the Executive Lead for Children's Services.

Reason for the Decision

The Children Looked After and Corporate Parenting Strategy has been developed alongside a number of other strategies and plans to ensure that we deliver the objectives within the Torbay Children and Young People's Plan for all those that are in care.

Implementation

This decision will come into force and may be implemented on 15 October 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

Information

Torbay council believes that one of the most important responsibilities it has is to ensure the effective care and protection of those children that are looked after by the local authority.

The strategy builds on Torbay's commitment to multi-agency working knowing that the best outcomes for children looked after and carer leavers will be achieved through effective partnership working across the system. The Council, officers, foster carers, independent providers, our NHS and Education partners, the Police and voluntary sector organisations all contribute to improving the lives of our children and young people in care.

In relation to Corporate parenting the Ofsted inspection in July 2018 recognised some improvements in the services provided for Children in care and Care Leavers and particularly for those children where the permanency plan was for Adoption. The improvement in the Council's delivery of its Corporate parenting duty was also recognised but there continue to be areas that were not considered adequate in meeting the needs of the children and young people in care. The Corporate parenting strategy has included in the action plan the areas for improvement which have been identified by Ofsted relating to Children and Young people in care and Care leavers.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

5 October 2018

Signed: _____
Deputy Mayor, Councillor Mills

Date: _____

Record of Decisions

Annual Youth Justice Plan

Decision Taker

Elected Mayor on 01 October 2018

Decision

That the Youth Justice Plan 2018/19, as set out in Appendix 1 to the submitted report, be approved.

Reason for the Decision

There is a statutory requirement for each local authority to set out an annual plan for the delivery of the Youth Justice Service within their area.

Implementation

This decision will come into force and may be implemented on 15 October 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

Information

Torbay Youth Offending Service co-ordinates the provision of youth justice services across Torbay.

Torbay Youth Justice Service is multi-agency comprising the Police, National Probation Service, health and Local Authority. Its work is overseen by a Joint Peninsula Partnership Board until recently chaired by the Director of Children's Services for Torbay and the chair has now been handed to Devon. In the coming year the oversight of the service will also occur via the Torbay Community Safety Partnership Board. The Youth Offending service works in partnership to achieve the national youth justice strategic priorities:-

- Preventing new entrants to the criminal justice system;
- Reducing re-offending;
- Increase victim and public confidence;
- Ensure the safe and effective use of custody.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the

Standards Committee)

None

Published

5 October 2018

Signed: _____
Deputy Mayor, Councillor Mills

Date: _____