

MEETING DATE:	13 June 2013	 <p style="text-align: center;">REPORT TO THE CLINICAL COMMISSIONING GROUP GOVERNING BODY</p>
AGENDA ITEM NUMBER:	Item 7.8	
AUTHOR: JOB TITLE: DEPARTMENT:	Caroline Briggs/Karen Rhodes/Jill Burton Senior Officer Commissioning Support and Service Change/Senior Officer Quality and Assurance/Commissioning Manager (NYHCSU)	

WINTERBOURNE

PURPOSE/ACTION REQUIRED:	To Receive & Note
CONSULTATION AND/OR INVOLVEMENT PROCESS:	The Quality Group have been receiving regular reports on the requirements in relation to Winterbourne and progress in meeting them and will continue to do so. Partnership engagement and leadership is via the Integrated Commissioning Partnership a working group of the Health and Wellbeing Board
FREEDOM OF INFORMATION:	<i>Is this document releasable under FOI at this time? If not why not? (decision making guide being developed)</i> yes Public

1. PURPOSE OF THE REPORT:	
1.1	This report is to update the CCG about the short and long term actions required to implement recommendations from the Department of Health following the review of the abuses at Winterbourne View hospital.
1.2	Two reports <i>Transforming Care and The Winterbourne View Concordat</i> recommend a fundamental change to the way care is commissioned and provided for people who have learning disabilities and autism.
The attached report is also going to the next Health and Wellbeing Board for their consideration	
2. STRATEGIC OBJECTIVES SUPPORTED BY THIS REPORT:	
Continue to improve the quality of services	x
Reduce unwarranted variations in services	
Deliver the best outcomes for every patient	x
Improve patient experience	x
Reduce the inequalities gap in North Lincolnshire	

3. IMPACT ON RISK ASSURANCE FRAMEWORK:	<table border="1"> <tr> <td>Yes</td> <td></td> <td>No</td> <td>x</td> </tr> </table>	Yes		No	x
Yes		No	x		
4. IMPACT ON THE ENVIRONMENT – SUSTAINABILITY:	<table border="1"> <tr> <td>Yes</td> <td></td> <td>No</td> <td>x</td> </tr> </table>	Yes		No	x
Yes		No	x		
5. LEGAL IMPLICATIONS:	<table border="1"> <tr> <td>Yes</td> <td></td> <td>No</td> <td>x</td> </tr> </table>	Yes		No	x
Yes		No	x		
6. RESOURCE IMPLICATIONS:	<table border="1"> <tr> <td>Yes</td> <td>x</td> <td>No</td> <td></td> </tr> </table>	Yes	x	No	
Yes	x	No			
<p>Taking forward this review and meeting the national timescales set is being supported by North Yorkshire and Humber Commissioning Support Unit from the CCG's contracted commissioning support SLA. Any financial implications arising in phase 3 will required consideration as they are identified</p>					
7. EQUALITY IMPACT ASSESSMENT:	<table border="1"> <tr> <td>Yes</td> <td></td> <td>No</td> <td></td> </tr> </table>	Yes		No	
Yes		No			
<p>Whilst an equality impact assessment has not been undertaken at this stage, this area of work focuses on a traditionally excluded and disadvantaged group.</p>					
8. PROPOSED PUBLIC & PATIENT INVOLVEMENT AND COMMUNICATIONS:	<table border="1"> <tr> <td>Yes</td> <td>x</td> <td>No</td> <td></td> </tr> </table>	Yes	x	No	
Yes	x	No			
<p>The Complex care review is being undertaken in conjunction with the patients, their families and carers and professionals, a stakeholder event is planned with the support of Inclusion North to facilitate and challenge the local response <i>Does this paper need to be forwarded on to another Committee Group?</i> No</p>					
9. RECOMMENDATIONS:					
<p>The CCG is asked to: -</p> <ul style="list-style-type: none"> • Note the requirements on the CCG • Receive and note the update on progress • Support via the Health and Wellbeing Board the commitment to collaborative working • Note that the Quality Group will continue to receive regular reports on progress in relation to phase 3 					

NORTH LINCOLNSHIRE COUNCIL

HEALTH AND WELLBEING BOARD

Winterbourne View – Transforming Care and Winterbourne Concordat

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 This report is to update the Health and Wellbeing Board about the short and long term actions required to implement recommendations from the Department of Health following the review of the abuses at Winterbourne View hospital.
- 1.2 Two reports *Transforming Care* and *The Winterbourne View Concordat* recommend a fundamental change to the way care is commissioned and provided for people who have learning disabilities and autism.

2. BACKGROUND INFORMATION

- 2.1 In May 2011 the BBC Panorama programme *Undercover Care: the Abuse Exposed* showed unmanaged Winterbourne View Hospital staff mistreating and assaulting adults with learning disabilities and autism.

Following the programme South Gloucestershire's Adult Safeguarding Board commissioned a Serious Case Review.

- 2.2 **Transforming Care** is the Department of Health response to criminal abuse at Winterbourne View hospital revealed by the BBC Panorama programme in May 2011. It builds on the evidence and issues set out in the DH interim report published in June 2012.

The Government's Mandate to the NHS Commissioning Board says:

"The NHS Commissioning Board's **objective** is to ensure that CCGs work with local authorities to ensure that vulnerable people, particularly those with learning disabilities and autism, receive safe, appropriate, high quality care. The presumption should always be that services are local and that people remain in their communities; we expect to see a substantial reduction in reliance on inpatient care for these groups of people."

The Final report sets out some 63 actions both local and national with a firm timetable for delivery.

From the overall action plan it is possible to extract those actions that will have local implications on a range of different local partner agencies.

They fall into a number of themed work areas:

- Safeguarding
- Local audit(s)
- Contracting
- Patient register and database
- Patient review
- Service transformation
- Provider issues
- Joint planning and commissioning

The overall direction of travel can easily get lost in the detail of the work plan but the following issues remain at the forefront:

- This is not just about out of area placements
- This is not just about the independent sector
- There will be less reliance on inpatient services in the future
- Decisions will be joint between health and social care
- Budgets will be pooled
- Plans will be individual
- Community solutions will be the norm

2.3 The **Winterbourne View Concordat** is a programme of action issued by the Department of Health with the support of fifty different organisations.

Phase one position statement has been completed and returned to the Strategic Health Authority at the end of February by the CCG. This focused on identifying the numbers of patients in inpatient beds and ensuring that they have been reviewed. All targets have been met. 10 patients were identified.

Phase two position statement was submitted by North Lincolnshire Clinical Commissioning Group (CCG) to NHS England North Yorkshire and Humber Area Team at the end of May. The return focused on the registers and reviews carried out in phase one to ensure each identified client has a comprehensive personal care plan based on their and their families' needs and agreed outcomes. The plan will contain a discharge plan with a realistic estimated discharge date before or after June 2014, a named local clinician, an individual health action plan and access to appropriate independent advocacy to support move on.

Phase Three of the Concordat requires patients to be returned to local areas, the commissioning of independent advocacy, the production of a formal plan and the development of quality, safety and openness standards.

2.4 The **North Lincolnshire Complex Care Review** provides evidence to support the development of local services. It forms the basis for effective commissioning providing a pathway for those based out of area whilst ensuring the delivery of quality, cost effective services for those individuals in area, their families and carers. The review sits within the QIPP agenda

Following an initial meeting with North Lincolnshire Council on 1st February 2013 a project group has been formed to take forward the complex care review in light of Winterbourne View Concordat.

The role of the group will be to take forward the recommendations of both Winterbourne and the Complex Care review. The project group will revisit the Complex Care action plan and also establish responsibilities for governance and reporting arrangements. Inclusion North will work with the project group and have been asked to facilitate a local stakeholder event on 5th June.

Following this event, the action plan will be revisited and updated in the light of the above.

3. OPTIONS FOR CONSIDERATION

3.1 Principles of the Winterbourne View Concordat

3.1.1 The Winterbourne View Concordat is a series of actions carried out in three phases to identify, review and place, where appropriate, clients previously placed out of area back into a community placement.

3.2 Taking forward the Principles and Actions of the Concordat

3.2.2 Work undertaken as part of the Complex Care Review includes the identification and review of all clients placed out of area.

Phase one and phase two Winterbourne position statements have been completed and returned to NHS England.

Phase three identifies placements in area, where appropriate, for clients placed out of area with a deadline of June 2014.

3.3 Letter from Norman Lamb, May 2013, *Delivery of Winterbourne View Concordat and review commitments*

A letter sent in May to Chairs of Health and Wellbeing Boards, Chief Executives of Local Authorities and Clinical Commissioning Groups affirms statutory duty in delivering the actions of the Winterbourne View Concordat. It seeks a commitment to collaborative working including a joint strategic plan to commission local health, housing and care support services to meet the needs of children, young people and adults with challenging behaviour. This could be considered as part of the local Joint Strategic Needs Assessment (JSNA) and the Joint Health and Wellbeing Strategy (JHWS).

4. ANALYSIS OF OPTIONS

4.1 Principles of the Winterbourne View Concordat

4.1.1 That the Health and Wellbeing Board adopt the principles of the Winterbourne View Concordat and record as part of the minutes of their meeting.

4.2 Taking forward the Principles and Actions of the Concordat

4.2.1 That the Health and Wellbeing Board receive regular updates on Phase three of the Winterbourne View Concordat.

4.3 Letter from Norman Lamb, May 2013, *Delivery of Winterbourne View Concordat and review commitments*

4.3.1 That the Health and Wellbeing Board note the contents of the letter from Norman Lamb, confirm its commitment to collaborative working and ask the Integrated Commissioning Partnership to take forward the development of the joint strategic plan and receive future reports relating to its recommendations.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

5.1 There will be a requirement for the CCG to secure case management from either the Commissioning Support Unit (CSU) or Safeguarding Adults post within the CCG in order to meet the phase 3 timescales

5.2 There are implications in terms of market management when returning

6. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT (IF APPLICABLE)

6.1 Whilst an integrated impact assessment has not been undertaken but this area of work focuses on a traditionally excluded and disadvantaged group.

7. OUTCOMES OF CONSULTATION AND CONFLICTS OF INTERESTS DECLARED

7.1 The Complex care review identified in 2.4 above is being undertaken in conjunction with the patients, their families and carers and professionals, a stakeholder event is planned with the support of Inclusion North to facilitate and challenge the local response

1. regular reports on progress are being considered by a range of groups

- a. Integrated Commissioning Partnership
- b. Safeguarding Adults Board
- c. Learning Disability Partnership
- d. CCG Governing Body and Quality Group

8. RECOMMENDATIONS

8.1 That the contents of the report be noted.

8.2 That the Health and Well Being Board sign up to the principles of the Winterbourne Concordat

That the Health and Wellbeing Board receive regular updates on Phase three of the Winterbourne View Concordat.

8.3 that the Health and Wellbeing Board confirm their commitment to collaborative working in response the Norman Lambs letter and ask the Integrated Commissioning Partnership to take forward the development of the strategic plan

TITLE OF RESPONSIBLE HWB MEMBER:

Chief Officer, North Lincolnshire Clinical Commissioning Group

Address of responsible HWB Member: Health Place, Wrawby Road, Brigg, DN20 8GS

Author: Jill Burton

Date: 29th May 2013

Background Papers used in the preparation of this report:

Transforming care: A national response to Winterbourne View Hospital: Department of Health Review Final Report December 2012

Winterbourne View Review: Concordat: A Programme of Action: December 2012

Complex Care Project: September 2012

Where appropriate the report has been seen and commented on by:

Cabinet Member	Human Resources	Legal & Democratic	Finance	Property	IT	EMT
X	X	X	X	X	X	X

Approved by responsible HWB Member