



## **Policy Development and Decision Group (Joint Commissioning Team)**

**16 April 2018**

**-: Present :-**

Councillor Mills (Chairman)

Elected Mayor Oliver and Councillors Ellery, Excell, Haddock, Parrott and Stockman

(Also in attendance: Councillors Bent, Brooks, Bye, Darling (S), Lewis (C), Thomas (D) and Tolchard)

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### **32. Apologies**

An apology for absence was received from Councillor Amil and Members noted that Councillor King was no longer a member of the Policy Development and Decision Group (Joint Commissioning Team).

### **33. Minutes**

The Minutes of the Policy Development and Decision Group (Joint Commissioning Team) held on 14 December 2017 were confirmed as a correct record and signed by the Chairman.

### **34. Improving the health, care and wellbeing of the people of South Devon and Torbay through a Local Care Partnership**

Members considered the submitted discussion document in respect of the development of a Local Care Partnership for South Devon and Torbay within the context of an emerging Devon Integrated Care System (ICS). This is a strengthening of partnership working with health and care organisations working more closely together than ever before for the benefit of our population.

While there was broad support for furthering the principle of integration of health and social care, there were concerns around the need to safeguard our local primary care system and ensure that it continues to be fully fit for purpose, and the ongoing need to protect our acute services in the face of ongoing reviews and cuts to funding. It was also important that the Council and South Devon and Torbay continue to have a voice in the NHS to ensure the best possible outcomes for the area.

Resolved:

that the discussion document be noted and the Policy Development and Decision Group (Joint Commissioning Team) continue to receive ongoing

assurances and updates as how the Local Care Partnership develops for South Devon and Torbay.

**35. New Model of Care: Changing the way the Council as Commissioners and the Integrated Care Organisation (ICO) as Providers deliver Adults Social Care: Adult Social Care Eligibility**

The Policy Development and Decision Group (Joint Commissioning Team) made the following recommendations to the elected Mayor:

- (i) that the elected Mayor be recommended to approve the revised Adult Social Care Eligibility Policy set out at Appendix 1 to the submitted report;
- (ii) that the Director of Adult Services, in consultation with the Executive Lead for Adults and Children, be given delegated authority to approve supporting guidance as part of the implementation of the Policy; and
- (iii) that the Health and Wellbeing Board be requested to monitor the implementation of the revised Adult Social Care Eligibility Policy during the first six months.

The elected Mayor considered the recommendations of the Policy Development and Decision Group (Joint Commissioning Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

**36. Market Position Statement**

Members considered and noted the submitted report which provided an update on the Market Position Statement (MPS) aimed at adult social care and support providers. One of the aims of the MPS is to raise awareness with providers of the up-coming changes likely in the local health and care system, given the New Model of Care that is being developed and implemented. It is proposed to refresh elements of the web-based MPS for 2016-2019 in the Spring and the Autumn of 2018 to update some of the statistical data and other associated text.

**37. Improving the Quality of Care Homes in Torbay**

The Policy Development and Decision Group (Joint Commissioning Team) made the following recommendation to the elected Mayor:

That the elected Mayor agree to a public launch of the Torbay Residents Charter on 20 June 2018.

The elected Mayor considered the recommendation of the Policy Development and Decision Group (Joint Commissioning Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

**38. Learning Disability Action Plan**

The Policy Development and Decision Group (Joint Commissioning Team) made the following recommendation to the elected Mayor:

That the elected Mayor be recommended to approve the Torbay Learning Disability Action Plan set out in section 4 of the submitted report.

The elected Mayor considered the recommendation of the Policy Development and Decision Group (Joint Commissioning Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

**39. Torbay Virtual School Annual Report**

The Policy Development and Decision Group (Joint Commissioning Team) made the following recommendation to the elected Mayor:

The elected Mayor be requested to note with thanks the report of Torbay's Virtual School for 2016/17 and agree to receive further updates on the educational progress and attainment of children looked after.

The elected Mayor considered the recommendation of the Policy Development and Decision Group (Joint Commissioning Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

**40. Exclusion of Press and Public**

Prior to consideration of the item in Minute 42 the press and public were formally excluded from the meeting on the grounds that the item involved the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended).

**41. Brunel Academy Relocations Options Appraisal**

The Policy Development and Decision Group (Joint Commissioning Team) made the following recommendations to the elected Mayor:

- (i) that the development and improvement of the existing Brunel Academy site proceeds, incorporating the Brookfield site and that £1.5m of the remaining Torbay School Relocation budget be allocated to the project; and
- (ii) that the Director of Children Services be given a mandate to work in partnership with Catch 22 to continue to look for a solution for Burton Academy.

The elected Mayor considered the recommendations of the Policy Development and Decision Group (Joint Commissioning Team) set out above at the meeting

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and the record of decision, together with further information is attached to these Minutes.

Chairman

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## Record of Decision

### **New Model of Care: Changing the way the Council as Commissioners and the Integrated Care Organisation (ICO) as Providers deliver Adults Social Care: Adult Social Care Eligibility**

#### **Decision Taker**

Elected Mayor on 16 April 2018

#### **Decision**

- (i) that the revised Adult Social Care Eligibility Policy set out at Appendix 1 to the submitted report be approved;
- (ii) that the Director of Adult Services, in consultation with the Executive Lead for Adults and Children, be given delegated authority to approve supporting guidance as part of the implementation of the Policy; and
- (iii) that the Health and Wellbeing Board be requested to monitor the implementation of the revised Adult Social Care Eligibility Policy during the first six months.

#### **Reason for the Decision**

To agree the revised Adult Social Care Eligibility Policy in accordance with the Care Act 2014.

#### **Implementation**

This decision will come into force and may be implemented on 27 April 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

#### **Information**

The Care Act 2014 changed some of the duties and perspectives in enabling people to access Adult Social Care. This combined with the Council's commitment to a new model of care means that an update of the Council's Adult Social Care Eligibility Policy was needed.

The Policy proposes a way of delivering adult social care (ASC) for Torbay through changing the eligibility criteria based on principles contained within the Care Act 2014. The approach that the Council as commissioners, and therefore the ICO as providers, intend to adopt is offering people information and advice in the first instance, and by using an asset based approach which will meet the person's needs by taking into account the range of support on offer from family, friends, voluntary organisations and charities.

The revised Policy was presented to the Policy Development and Decision Group (Joint Commissioning Team) on 14 December 2017 and has been subject to formal consultation.

The Elected Mayor considered the recommendations of the Policy Development and Decision Group (Joint Commissioning Team) made on 16 April 2018 and his decision is set out above.

#### **Alternative Options considered and rejected at the time of the decision**

Alternative options were set out in the report but not discussed at the meeting.

**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**

19 April 2018

Signed: \_\_\_\_\_  
The Elected Mayor of Torbay

Date: 19 April 2018

## Record of Decision

### Improving the Quality of Care Homes in Torbay

#### Decision Taker

Elected Mayor on 16 April 2018

#### Decision

That the public launch of the Torbay Residents Charter on 20 June 2018 be approved.

#### Reason for the Decision

To launch the new Torbay Residents Charter.

#### Implementation

This decision will come into force and may be implemented on 27 April 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

#### Information

In 2017, Torbay Council and Torbay Culture commissioned Encounters who are a group of professional artists to explore what good care looks like in Torbay residential care homes and to develop a Charter of Rights with residents.

The Charter is made up of ten principles, or rights listed below and are drawn from all of the responses gathered during the creative consultation:

- Purpose and Meaning
- Community and Belonging
- Nature and Environment
- Health and Wellbeing
- Freedom
- Care
- Identity
- Learning
- Respect
- Relationships.

A kite mark will be developed and will be awarded to homes who can demonstrate they meet the criteria. If the results of the review are positive further homes will be invited to take part and a full evaluation of the Charter development, implementation and learning will take place in April 2019.

The Elected Mayor considered the recommendation of the Policy Development and Decision Group (Joint Commissioning Team) made on 16 April 2018 and his decision is set out above.

#### 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**

19 April 2018

Signed: \_\_\_\_\_  
The Elected Mayor of Torbay

Date: 19 April 2018



## Record of Decision

### Learning Disability Action Plan

#### Decision Taker

Elected Mayor on 16 April 2018

#### Decision

That the Torbay Learning Disability Action Plan set out in section 4 of the submitted report be approved.

#### Reason for the Decision

To enable the Torbay Learning Disability Action Plan to be approved and implemented.

#### Implementation

This decision will come into force and may be implemented on 27 April 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

#### Information

During October and November 2017 the Local Government Association were asked to undertake a peer review of learning disability services in Torbay. The peer review team were asked to focus on two key areas:

- Do current health and care commissioning arrangements ensure a provider market that delivers the range and quality of local services needed to promote independence and quality of life for people with learning disabilities, as well as provide value for money?
- Do the new locality teams comprise sufficient staff with the appropriate skills and knowledge to meet the full range of needs of people with learning disabilities?

Appendix 1 of the submitted report provided the feedback relayed to Torbay Council and its partners on areas for further consideration.

Following feedback from the Local Government Association Peer Review Team, Section 4 of document set out the Torbay Learning Disability Action Plan. The Action Plan focuses on six themes to drive forwards improvements in services and improve outcomes for adults with a learning disability living in Torbay:

- Information and Needs Assessment
- Training and Workforce Strategy
- Employment
- User Engagement and Partnership Board
- Commissioning and Market for the Future
- Working in Partnership

The Elected Mayor considered the recommendation of the Policy Development and Decision

Group (Joint Commissioning Team) made on 16 April 2018 and his decision is set out above.

**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**

19 April 2018

Signed: \_\_\_\_\_  
The Elected Mayor of Torbay

Date: 19 April 2018

## Record of Decision Torbay Virtual School Annual Report

### Decision Taker

Elected Mayor on 16 April 2018

### Decision

- (i) that the report of Torbay's Virtual School for 2016/17 be noted with thanks; and
- (ii) that the Policy Development and Decision Group (Joint Commissioning Team) receive further updates on the educational progress and attainment of children looked after.

### Reason for the Decision

To note the progress made by the Torbay Virtual School for 2016/2017 and ensure that elected members are kept updated on the educational progress and attainment of children looked after.

### Implementation

This decision will come into force and may be implemented on 27 April 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

### Information

The Annual Report attached at Appendix 1 to the submitted report was the seventh report since the Virtual School was established in the academic year 2010/2011. The Annual Report describes the educational performance of children looked after and the wider work of the Virtual School. It also includes a self-assessment which rated the school as 'good':- based on the outcome for children looked after. All of the data about the Virtual School performance was for the academic year 2016/17.

Torbay Virtual School was now well-established within the local arrangements to maximise the educational opportunities and outcomes for children looked after. Performance for the academic year shows improvements in most areas with the exception of Key Stage 4, which is more mixed. The need for stability and continuity in both education and placement settings was important at all stages but particularly so at Key Stage 4 and this was a key area of focus for improvement activity. The Virtual School was also playing a leading role in using research to inform practice and upskilling practitioners in attachment theory and mindfulness.

The Elected Mayor considered the recommendations of the Policy Development and Decision Group (Joint Commissioning Team) made on 16 April 2018 and his decision is set out above.

### 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**

19 April 2018

Signed: \_\_\_\_\_  
The Elected Mayor of Torbay

Date: 19 April 2018

## Record of Decision

### Brunel Academy Relocation Options Appraisal

#### Decision Taker

Elected Mayor on 16 April 2018

#### Decision

- (i) that the development and improvement of the existing Brunel Academy site proceeds, incorporating the Brookfield site and that £1.5m of the remaining Torbay School Relocation budget be allocated to the project; and
- (ii) that the Director of Children Services be given a mandate to work in partnership with Catch 22 to continue to look for a solution for Burton Academy.

#### Reason for the Decision

To enable the existing Brunel Academy site to be improved.

#### Implementation

This decision will come into force and may be implemented on 27 April 2018 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

#### Information

Brunel Academy (formerly known as Torbay School) is a 60 place Special School for pupils with Social, Emotional and Mental Health Difficulties (SEMH). In February, 2015 Council determined that Brunel Academy needed to be relocated for the benefit of the school and its pupils. The decision acknowledged the limitations of the existing site in meeting the needs of some of the most vulnerable pupils in Torbay.

It had previously been proposed to relocate Brunel Academy to the Parkfield site, however, the decision of Council not to approve the relevant planning application means this could not take place. As a consequence, Officers have been reviewing alternative options for relocation or alternatively improving the existing site.

Following that decision, the Director of Children's Services and Head of Education, Learning and Skills, met with Catch 22 and the Trust Chief Executive in order to review the current position. Whilst welcoming the Council's intention to explore options for Torquay Road, their strong view was that any emerging plan should encompass the sites at Polsham and Hillside which also form part of the SEMH Multi Academy Trust. Their assessment was that the problems on these sites are as significant, if not more so, than Torquay Road and that investment in the latter, in isolation, would not provide a sustainable solution that meets the longer term needs of SEMH pupils in Torbay.

As a result, in December 2017, Council agreed that the options appraisal for Brunel Academy should be extended to encompass the Polsham Key Stage 3 and Hillside Key Stage 4 alternative provision sites. These sites make up Burton Academy which together with Brunel Academy forms the Catch 22 Multi Academy Trust (MAT). The submitted exempt report set out the findings of that options appraisal.

The Elected Mayor considered the recommendations of the Policy Development and Decision Group (Joint Commissioning Team) made on 16 April 2018 and his decision is set out above.

**Alternative Options considered and rejected at the time of the decision**

A full options appraisal was set out in Appendix 1 to the submitted report but not discussed at the meeting.

**Is this a Key Decision?**

Yes – Reference Number: I034234

**Does the call-in procedure apply?**

Yes

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

None

**Published**

19 April 2018

Signed: \_\_\_\_\_  
The Elected Mayor of Torbay

Date: 19 April 2018