

EXECUTIVE BOARD - COMMISSIONING SUB-COMMITTEE 10 December 2014

Subject:	Learning Disability Residential Respite Commissioning		
Corporate Director(s)/ Director(s):	Alison Michalska, Corporate Director Children and Adults, alison.michalska@nottinghamcity.gov.uk tel: 0115 8763132.		
Portfolio Holder(s):	Councillor Alex Norris, Portfolio Holder for Adults, Commissioning and Health.		
Report author and contact details:	Clare Gilbert 8764811		
Key Decision	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Subject to call-in <input type="checkbox"/> Yes <input type="checkbox"/> No
Reasons: <input checked="" type="checkbox"/> Expenditure <input type="checkbox"/> Income <input type="checkbox"/> Savings of £1,000,000 or more taking account of the overall impact of the decision			<input checked="" type="checkbox"/> Revenue <input type="checkbox"/> Capital
Significant impact on communities living or working in two or more wards in the City			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Total value of the decision: See exempt appendix			
Wards affected: All	Date of consultation with Portfolio Holder(s): 19 th November 2014		
Relevant Council Plan Strategic Priority:			
Cutting unemployment by a quarter			<input type="checkbox"/>
Cut crime and anti-social behaviour			<input type="checkbox"/>
Ensure more school leavers get a job, training or further education than any other City			<input type="checkbox"/>
Your neighbourhood as clean as the City Centre			<input type="checkbox"/>
Help keep your energy bills down			<input type="checkbox"/>
Good access to public transport			<input type="checkbox"/>
Nottingham has a good mix of housing			<input type="checkbox"/>
Nottingham is a good place to do business, invest and create jobs			<input type="checkbox"/>
Nottingham offers a wide range of leisure activities, parks and sporting events			<input type="checkbox"/>
Support early intervention activities			<input checked="" type="checkbox"/>
Deliver effective, value for money services to our citizens			<input checked="" type="checkbox"/>
Summary of issues (including benefits to citizens/service users):			
<p>Following the de-commissioning of Hucknall House Short Breaks Service, this paper proposes the commissioning of a number of new respite beds. The decision to decommission Hucknall House was approved by the Executive Board Commissioning Sub-Committee on 10th September 2014. The new commissioned service(s) will be required to meet the needs of citizens with learning disability and/or autism with complex needs or behaviour that challenges. There is very little current residential respite provision available for this group. In order to ensure continuity of provision for the citizen and their families and to ensure that it is financially sustainable for providers to operate, the new provision will be block funded.</p>			
Exempt information:			
<p>Appendix 1 to this report is exempt from publication under paragraphs 3 of Schedule 12A to the Local Government Act 1972 because they contain information relating to financial values of proposed contracts and, having regard to all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. It is not in the public interest to disclose this information because making contract values of proposed contracts, which are planned to be market tested, available to other organisations, would prejudice the open tender process. Information in the exempt appendices is subject to legal privilege.</p>			

Recommendation(s):
1. To approve the commissioning and procurement of residential respite provision for people with learning disabilities. To give approval to the Director of Early Intervention to have delegated authority to approve the outcome of the tender and award contracts and for the Head of Quality and Efficiency to have delegated authority to sign contracts arising from the tender process once the tender outcome is agreed.
2. To note that approval to spend is gained through the Scheme of Delegation 273 within Part 2 of the Constitution.
3. To approve transitional funding for current users of the Hucknall House service who transfer to respite provision in advance of October 2015.

1 REASONS FOR RECOMMENDATIONS

1.1 Following the de-commissioning of the Hucknall House Short Breaks Service, new provision is required to meet the needs of the current users of Hucknall House as well as to address the deficit in the provision of residential respite. Tendering the service will ensure compliance with the Council's Financial Regulations and Contract Procedure Rules and will enable best value for money to be secured through undertaking a competitive market process.

The current number of overnight respite commissioned is 989 overnight stays for 18 families. It is proposed to increase this to 1,100 spaces with the potential to purchase additional capacity at the same overnight rate in recognition of this shortfall in respite need, particularly for young people transitioning into the system.

1.2 See exempt appendix

1.3 In order for social workers to be able to ensure smooth transition of respite arrangements, to have sufficient capacity to support the families through transition and to find the most appropriate resource for each individual, some individuals will need to be transferred before the end of the current contract on 30 September 2015. As the current Hucknall House Service is block funded, this will require additional funding to facilitate this process. Based on the potential number of service users and number of bed nights required, this will not exceed £0.050m. This will be non-recurrent.

2 BACKGROUND (INCLUDING OUTCOMES OF CONSULTATION)

2.1 As detailed in the last report, a review of respite services concluded that whilst there is a growing need for the provision of overnight respite for families who are caring for people with complex learning disabilities and autism, the service provided by Hucknall House was no longer fit for purpose. The current accommodation was not physically appropriate for meeting the future needs of young people in transition and was identified by the Care Quality Commission as being too institutional in appearance. The service did not represent good value for money.

2.2 Parents and carers were consulted as part of the review in relation to the proposal to close the service. The response was almost unanimously opposed to the closure of Hucknall House. The consultation also explored the model of provision that parents and

carers wanted to have in place. This feedback has been used to inform the development of the draft specification and carers have also directly informed the draft specification and will be part of marking panel for any submitted tenders.

- 2.3 Two consultation events have taken place with current providers to explore potential delivery options, the feasibility of different financial models and the potential interest and availability of potential buildings in delivering the tender requirements.
- 2.4 The development has been informed throughout by social care and a senior practitioner from the Community Learning Disability Team has formed part of the project group. Assessments have been undertaken of all Hucknall House users, to understand type and level of support required.
- 2.5 The proposed model is for a block funded service. This can either be delivered in one lot of 1,100 as a discreet respite service, or in two lots of 550 through the use of a separate annexe or wing that forms part of a larger complex. Given the high support needs of the cohort, the service will be required to be staffed at a level that provides one to one support for each citizen and that is flexible to meet the needs of some individuals with identified higher levels of need.

3 OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS

Do nothing: There is currently very little appropriate respite provision available. The provision of respite is vital in providing appropriate support for families who are providing support for families who are committed to caring for individuals with high level needs. A lack of respite provision is likely to lead to carer break down. This would mean that the citizens currently supported would require to be permanently accommodated by the city council.

Commission beds on an individual basis: Whilst this would have the advantage of determining exact level of provision required and costing each individual placement based on level of need, it would not provide any market stability. Due to the intermittent nature of respite use throughout the year, there would be no incentive for providers to guarantee a long term respite place. This would then mean lack of consistency for citizens and their families which would undermine the effectiveness of the respite break.

Commission a different number of respite beds: Analysis does indicate that there is a lack of appropriate respite beds which could lead to carer breakdown. However, it is difficult to predict the level of provision required. If too many respite beds are purchased, this could lead to the service being under utilised which would represent a financial loss to the council. The specification does incorporate the option for the council to purchase up to 15% additional capacity at the same rate if the need exceeds the number of specified respite nights that have been commissioned.

4 FINANCIAL IMPLICATIONS (INCLUDING VALUE FOR MONEY/VAT)

- 4.1 The costs of this re-commissioned service can be contained within existing budgets approved in the Medium Term Financial Plan (MTFP).
- 4.2 Any savings generated will mitigate demographic growth not included in the MTFP.
- 4.3 Approval to spend against this contract and the transitional cost is achieved through the Scheme of Delegation 273 within Part 2 of the Constitution.

5 RISK MANAGEMENT ISSUES (INCLUDING LEGAL IMPLICATIONS AND CRIME AND DISORDER ACT IMPLICATIONS)

5.1 There may not be sufficient time for a provider to build or adapt premises within the timescale.

The contract is due to be awarded on 1st April and the service is not required until 1st October. Provision is made in the specification for interim arrangements if a new build or necessary adjustments are not completed.

5.2 Carers will not be satisfied with the new commissioned service and so will not utilise it.

The specification has been designed to reflect carer views. There will be limited other alternatives open to families.

5.3 TUPE costs may deter potential providers

Consideration will be given as to whether TUPE applies due to the change of delivery from a nurse led respite service to residential home.

6 SOCIAL VALUE CONSIDERATIONS

6.1 The service will be based in the City or within close proximity, so local staff will be employed. Where appropriate the Employment Hub will be utilised to support the recruitment of local staff.

7 REGARD TO THE NHS CONSTITUTION

N/A

8 EQUALITY IMPACT ASSESSMENT (EIA)

8.1 The Equality Impact Assessment that was sent to the Equality Team for publishing on the 29 August 2014 applies to the proposal in this paper.

9 LIST OF BACKGROUND PAPERS RELIED UPON IN WRITING THIS REPORT (NOT INCLUDING PUBLISHED DOCUMENTS OR CONFIDENTIAL OR EXEMPT INFORMATION)

Draft Learning Disability Respite Service Specification

10 PUBLISHED DOCUMENTS REFERRED TO IN THIS REPORT

Hucknall House De-Commissioning Executive Board Commissioning Sub-Committee 10 September 2014

11 OTHER COLLEAGUES WHO HAVE PROVIDED INPUT

Steve Oakley Head of Quality and Efficiency
Oliver Bolam Head of Specialist Services
Ceri Walters Head of Departmental Finance Support
Andrew James Team Leader Contracts and Commercial