

Winterbourne View Improvement Programme - Stocktake

Health and Wellbeing Board

Date: 10th July 2013

Author: Board Director Commissioning (DCS/DASS)

Wards: All Wards

Locality Affected: All Locality Areas

Parishes Affected: All Parish Areas

1. Purpose and Reasons

- 1.1 In May 2011 a Panorama programme screened a report from an undercover investigation into abuse at Winterbourne View a specialist hospital in South Gloucester for people with learning disabilities and mental health problems run by a Castlebeck. This resulted in convictions of a number of staff and a serious case review commissioned by South Gloucestershire Council.
- 1.2 There were a number of recommendations arising from the serious case review. A Concordat was issued which was the joint response of agencies including the LGA (Local Government Association) and the NHS to the Department of Health Transforming Care report arising from the significant failings at Winterbourne View. The Concordat contains a number of specific commitments that lead to all individuals receiving personalised care and support in community settings no later than 1st June 2014..
- 1.3 A national Winterbourne View Joint Improvement Programme was also announced to ensure all local authorities take action to minimise and remove risks to service users with Learning Disabilities and Autism in specialist hospitals and work towards providing appropriate accommodation more locally and in community settings.
- 1.4 A “stocktake” on progress is required to be submitted by 5th July 2013. The purpose of the stocktake is to enable local areas to assess their progress against commitments in the Concordat and to allow for good practice and progress from local areas to be shared nationally.
- 1.5 The purpose of this report is to reassure the Board that the Concordat is being delivered in Swindon and to update the board on where we are against this framework.
- 1.6 The Swindon stocktake submission is attached as Appendix One.

2. Recommendations

The Committee is recommended to:

- 2.1 Note the content of the Stocktake submission attached to this report. Appendix One
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Further information on the subject of this report can be obtained from Doug Bale, 01793 463559, dbale@swindon.gov.uk.

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- 2.2 Note the progress made in Swindon regarding the future commissioning arrangements for people requiring treatment and assessment placements.

3. Detail

- 3.1 The abuse that was shown on the programme was deeply shocking and indicated a level of cruelty that could not be considered as valid interventions for people exhibiting challenging behaviour and was abusive. 11 ex members of staff from Winterbourne View pleaded guilty to the offences witnessed in the programme in relation to Mental Health Act Legislation and were sentenced in October 2012.
- 3.2 The Swindon Local Safeguarding Adults Board has been closely monitoring the repercussion following the Winterbourne View scandal and has developed an action plan to monitor actions arising from the recommendations within the serious case review, the concordat and the National Winterbourne View Joint Improvement Programme.
- 3.3 Much of what is required is in relation to the arrangements for commissioning services for people with learning disabilities and autism and behaviour that challenges. In Swindon there are no Treatment and Assessment units however placements had been made out of area for such services. Although there were no allegations of abuse, soon after the broadcast, health and council colleagues took action to immediately review service users in similar settings to ensure all care plans were in place and up to date. This also gave commissioners the opportunity to look at what services were available locally to meet the individual needs in less restrictive community provision.
- 3.4 All local areas were asked to carry out a stock check on actions required by June 2014. For example, *"Health and care commissioners will review all current hospital placements and support everyone inappropriately placed in hospital to move to community-based support as quickly as possible and no later than 1 June 2014"*
- 3.5 The Swindon Stocktake is attached (Appendix One) which outlines the local situation against the following headings :
- 3.5.1 Models of Partnership: Is the local authority and the Clinical Commissioning Group working on joint arrangements together with other local partners?
- 3.5.2 Understanding Money: Is it clear how specialist placements are funded? Are there joint arrangements to fund placements?
- 3.5.3 Care management for individuals: How are the teams working together to review and re-provide for people in assessment and treatment units?
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- 3.5.4 The current review programme: How is the local authority dealing with people who are currently in specialist units? Is there agreement on the numbers of people affected?
 - 3.5.5 Safeguarding: Are teams involved in safeguarding procedures (where there is an allegation of abuse of a service user living in another area)? How do local safeguarding adults arrangements work with the Care Quality Commission?
 - 3.5.6 Commissioning arrangements: Are assessments being completed for people in assessment and treatment units and are these joint (social care with health professionals)?
 - 3.5.7 Developing local teams and services: What supporting processes are in place to make changes to the services people are receiving?
 - 3.5.8 Prevention and crisis response capacity - Local/shared capacity to manage emergencies: How do commissioning teams respond when an emergency placement is required in a specialist service?
 - 3.5.9 Understanding the population who need/receive services: Does planning take into account current and future needs for specialist services?
 - 3.5.10 Children and adults – transition planning: Is future demand for specialist placements understood and included in future planning?
 - 3.5.11 Current and future market requirements and capacity: Is there knowledge of the local market in being able to meet the needs of people requiring specialist placements and when there is lack of such provision, is there a gap analysis?
 - 3.6 Overall the stocktake indicates that good progress has been made in Swindon in regards to the provision of suitable alternative placements for those previously residing in treatment and assessment units. Where specialist placements are still required for people with learning disabilities, autism and behaviour that challenges, future plans will reflect the need for more community based support that is as local to Swindon as possible. There are good partnerships and good joint working with health partners and providers. Further work is required on workforce development and alternatives to out of area residential placements for assessment and treatment
- 4. Alternative Options**
- 4.1 Not to complete the stocktake, however it is a national requirement that all Local Authorities complete and submit by 5th July 2013.

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5. Implications, Diversity Impact Assessment and Risk Management

Financial and Procurement Implications

- 5.1 There are no financial implication arising directly from this report. It is anticipated that any costs in re-providing services will be met from existing budgets.

Legal and Human Rights Implications

- 5.2 Action promoted by the Winterbourne View Joint Improvement Programme is to ensure that incidents of abuse like those witnesses on the Panorama Programme are unlikely to occur in the future. Abuse by any other person or persons is a violation of an individual's human and civil rights .

All Other Implications (including Staff, Sustainability, Health, Rural, Crime and Disorder)

- 5.3 The stocktake does make reference to the involvement of the Community Safety Partnership in relation to any implications with people with learning disabilities living in less restricted environments within the community. The Community Safety Manager is a member of the Local Safeguarding Adult Board and is aware of the Winterbourne View Action Plan.

Links to One Swindon, Strategic Objectives, Plans and Policies

- 5.4 The Joint Improvement Programme fits in with the Shared Vision for Swindon's Theme 4 (A Healthy Caring and Supportive Community) and Theme 6 (A place where local people can have real influence and where they feel safe) because ultimately the priority is for people requiring specialist support to receive this as locally as possible in community based settings rather than large inpatient facilities out of the area.
- 5.5 Reference to issues raised following the incidents at Winterbourne View are also included in the Swindon Learning Disability Joint Strategic Needs Assessment November 2012.

Diversity Impact Assessment

- 5.6 A Diversity Impact Assessment has not been completed specifically in connection with the completion of the stocktake. Reference is made to diversity within the document and is included in each individual's care plan. Consideration with the provision of individual placements and packages needs to address gender, age, race, sexuality, religion and cultural background.

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Risk Management

- 5.7 Financial risks are referenced within the stocktake documents. Risks to the individual are considered and steps taken to minimise risks are included in the individual assessment for care and support.

6. Consultees

- 6.1 The Board Director Finance, Revenues, Benefits and Property (Section 151 Officer) and Director of Law and Democratic Services (Monitoring Officer) are consulted in respect of all reports.

7. Background Papers

- 7.1 Document relating to the Winterbourne Joint Improvement Programme are included in the Local Government Association Website and can be found by following this link: http://www.local.gov.uk/web/guest/adult-social-care/-/journal_content/56/10171/4013688/ARTICLE-TEMPLATE

8. Appendices

- 8.1 Initial Stocktake of Progress against key Winterbourne View Concordat Commitment