
**THE SUPPORTED LIVING SERVICE FOR ADULTS WITH A LEARNING
DISABILITY**

Purpose of Report

1. This report provides the Committee with an opportunity to carry out pre-decision scrutiny of the draft proposals for **The Supported Living Service for Adults with a Learning Disability** prior to its consideration by the Cabinet at its meeting on the 24 January 2019.
2. The draft Cabinet Proposal is attached at **Appendix A**, which, in turn contains an Equality Impact Assessment at **Appendix 1**.

Background

3. On 2 April 2015, Cabinet authorised the award of the Personal Domiciliary Care Supported Living Services contracts and the Housing Related Support Supported Living Services contracts to the successful tenderers with contracts to commence on 1 August 2015.
4. The contracts were awarded for a fixed term of three years with the option to extend for a further period or periods equating to no more than two years provided that the contracts did not extend beyond 31 July 2020.

5. The Social Service Directorate reported on this matter to Cabinet on 18th May 2018¹. Cabinet approved the model for the provision of Supported Living for citizens with a learning disability and the extension of the Contract to 31st October 2019.
6. The Directorate has secured a sustainable supported living service model where the providers deliver services which meet the outcomes of individuals as set out in their support plans, offering individuals more choice, control and independence in their lives.
7. There has been full review of the service delivery and service user consultation and engagement to ensure they are satisfied with how their care and support needs are being met and a high quality provision is being delivered. The Supported living model of support is tailored to the needs, wishes and interests of people and in line with the requirements of the Social Services and Well Being (Wales) Act 2014.
8. The contract value for the domiciliary care element of the contract currently amounts to £16.3m per annum. Annual costs relating to the housing related support HRS element of the contract amount to £1.9m funded via the Supporting People Programme Grant.
9. The Domiciliary Care and Housing Related Support services are integral to the delivery of the Supported Living Services (SLS) to citizens. The Council has issued two contracts for these services which are co-dependent for the effective delivery of the service
10. The external Supported Living Service consists of 100 schemes providing shared and self-contained accommodation with support for 311 individuals across six localities within the City.

¹ Considered by CASSC – 18 April 2018. Link:
<http://cardiff.moderngov.co.uk/ieListDocuments.aspx?CId=141&MId=3166&Ver=4&LLL=0>

11. The contracts for the external supported living services for adults with a learning disability have an expiry date of 31 October 2019
12. The quality of delivered care is registered and monitored by Care Inspectorate Wales (CIW). Case Managers/ Social Workers review care & support plans in conjunction with the supported living team with the individual and all stakeholders.

Issues

13. The draft Cabinet Proposal, set out at **Appendix A** gives details of the following:

- Details of what “The Supported Living Model” is – **paragraphs 14 – 23**
- A set of proposals for the procurement and contractual arrangements – **paragraphs 24 – 31**
- Key Issues in relation to the Proposal – **paragraphs 32 - 34**
- Consultation and Equality & Diversity – **paragraphs 35 and 36**
- The reasons for the recommended decision – **paragraphs 37-39**
- Financial and Legal Implications – **paragraphs 40-46**
- Welsh Government Grant Conditions – **paragraph 47**
- Equality and other public duties – **paragraphs 48 -50**
- Best Value – **paragraphs 51 and 52.**
- The EIA is attached at **Appendix 1.**

14. The draft Cabinet Proposal calls on Cabinet to recommend to:

- agree the proposed overarching approach to the recommissioning of Supported Living Services for Adults with a learning disability; and
- delegate authority to the Director of Social Services in consultation with the Cabinet Member (Social Care, Health and Well-Being), the Council's Section 151 Officer, the County Solicitor and the Council's Monitoring Officer, to determine all aspects of the procurement process and the supported living model (including approving the evaluation criteria to be used, and authorising

the award of the contracts) and all ancillary matters pertaining to the procurement.

Previous Scrutiny

15. This Committee has carried out several scrutinies in relation to Supported Living Services for Adults with a Learning Disability, including:

- a) 18 April 2018 - pre-decision scrutiny of a draft report to Cabinet²
- b) 4 March 2015 - pre-decision scrutiny of a draft report to Cabinet³
- c) 1 October 2014 - pre-decision scrutiny of a draft report to Cabinet.⁴
- d) 4 June 2014 - Members received a progress report with regard to the commissioning of Supported Living Services⁵
- e) 4 December 2013 – Members held a special meeting to carry out pre-decision scrutiny of a report to Cabinet; ⁶

Way Forward

16. At this meeting, Councillor Susan Elsmore (Cabinet Member for Social Care, Health & Well-Being) will be invited to make a statement. Claire Marchant (Director of Social Services) has been invited to give a presentation and answer Members' questions.

² <http://cardiff.moderngov.co.uk/ieListDocuments.aspx?CId=141&MId=3166&Ver=4&LLL=0>

³ <http://cardiff.moderngov.co.uk/ieListDocuments.aspx?CId=141&MId=282&Ver=4&LLL=0>

⁴ <http://cardiff.moderngov.co.uk/CeListDocuments.aspx?Committeed=141&MeetingId=761&DF=01%2f10%2f2014&Ver=2&LLL=0>

⁵ <http://cardiff.moderngov.co.uk/CeListDocuments.aspx?Committeed=141&MeetingId=758&DF=04%2f06%2f2014&Ver=2&LLL=0>

⁶ <http://cardiff.moderngov.co.uk/CeListDocuments.aspx?Committeed=141&MeetingId=751&DF=04%2f12%2f2013&Ver=2&LLL=0>

17. Pre-decision scrutiny aims to inform the Cabinet's decisions by making evidence based recommendations. Scrutiny Members are advised to:

- a. look at the information provided in the report to Cabinet to see if this is sufficient to enable the Cabinet to make an informed decision;
- b. check the financial implications section of the Cabinet report to be aware of the advice given;
- c. check the legal implications section of the Cabinet report to be aware of the advice given;
- d. check the recommendations to Cabinet to see if these are appropriate.

18. Members will then be able to decide what comments, observations or recommendations they wish to pass on to the Cabinet for their consideration prior to making their decisions on the 24 January 2019.

Legal Implications

19. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters there are no direct legal implications. However, legal implications may arise if and when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any legal implications arising from those recommendations. All decisions taken by or on behalf of the Council must (a) be within the legal powers of the Council; (b) comply with any procedural requirement imposed by law; (c) be within the powers of the body or person exercising powers on behalf of the Council; (d) be undertaken in accordance with the procedural requirements imposed by the Council e.g. Scrutiny Procedure Rules; (e) be fully and properly informed; (f) be properly motivated; (g) be taken having regard to the Council's fiduciary duty to its taxpayers; and (h) be reasonable and proper in all the circumstances.

Financial Implications

20. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters there are no direct financial implications at this stage in relation to any of the work programme. However, financial implications may arise if and when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any financial implications arising from those recommendations.

RECOMMENDATIONS

The Committee is recommended to:

- i. consider the information set out in **Appendix A** to this report;
- ii. consider the information provided in the presentation to this meeting; and
- iii. decide whether it wishes to relay any comments or observations to the Cabinet at its meeting on the 24 January 2019; and decide the way forward with regard to any further scrutiny of this issue.

DAVINA FIORE
Director of Governance and Legal Services
3 January 2019