

## Learning Disability Programme Board (LDPB)

**Thursday 7 March 2013**

**2 – 4pm**

**The Old Library, Richmond House**

### Summary of Action Points from meeting

Number	Action	Owner	Update
1	Frances Smethurst to revise governance slide to make the relationships between the boards very clear for people to see.	Frances Smethurst	Included in Statement of Accountability (item 4 on agenda)
2	NHS England to consider what further assurance is needed about actions at a local level.	Ivan Ellul	LA stocktake should provide further information (item 5)
3	Gavin, Viv and Andrea to be invited to Provider Roundtable on 26 <sup>th</sup> March	Emily Runcorn	Complete – all attended
4	Chris Bull and Zawar Patel to link up work with the Joint Improvement Programme on key performance indicators and audit.	Zawar Patel	Update will be given in Information and Data workstrand update (item 6)
5	Find out about local government data issues as part of working group – Data & Info Group	Zawar Patel	Update will be given in Information and Data workstrand update (item 6)
6	Ivan Ellul said that he is sending a letter to Health and Wellbeing Boards so that they can be involved at a local level and hold Local Authorities and Clinical Commissioning Groups to account locally.	Ivan Ellul	Letter sent from Minister in May. Copy sent to LDPB members via email.
7	John will change the language in the Communications strategy to remove “users” and “actors” because this is not appropriate.	John Crook	Complete
8	Pam Nixon to speak to Viv about restraint and PBS	Pam Nixon	Viv was part of the working group meeting on 11 <sup>th</sup> June.

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### **Note of the Meeting**

#### **Who was at the meeting:**

##### **Chair**

Norman Lamb, Chair, Minister for Care and Support

##### **Fora**

Gavin Harding (Co-Chair National Forum), supported by Lyn Gregory  
Craig Hart (Vice-Chair National Forum), supported by Kered Roskell  
Viv Cooper (National Valuing Families Forum)

##### **Other Government Departments**

Nicola Lomas (Department for Work & Pensions)  
John Skinner (Department for Work & Pensions)  
Howard Bines (Department for Business, Innovation & Skills)  
Helen Nix (Department for Education)

##### **External Partners**

Alan Rosenbach (Care Quality Commission)  
Ivan Ellul (NHS Commissioning Board)  
Chris Bull (Joint Improvement Programme)  
Andrea Pope-Smith (ADASS)  
Dan Scorer (Mencap)  
Councillor Bill Bentley (LGA)  
Dr Alick Bush (LD Professional Senate)

##### **Department of Health**

Bruce Calderwood (DH)  
Frances Smethurst (DH)  
Rachel Holynska (DH)  
Ben Thomas (DH)  
John Crook (DH)  
Karen Turner (DH)  
Sheila Evans (DH)  
Pam Nixon (DH)  
Kim Dhadda (DH)

Emily Runcorn (Secretariat to the Board, DH)

### **Presenters and Guests**

Zawar Patel (DH)

Jayne Leeson, CE (Changing Our Lives)

Sirraaj Nadat (Changing Our Lives)

### **People who were not at the meeting (apologies):**

Karen Flood (Co-Chair National Forum)

Scott Watkin (Mencap)

Emma Harrison (Mencap)

Tim Breedon (NHS Confederation)

Vicki Raphael (National Valuing Families Forum)

Bill Mumford (Providers Forum and TLAP)

Shaun Gallagher (DH)

## **1. Welcome, introductions and apologies**

1.1 The Minister welcomed members and noted who was not able to attend. He welcomed new people to the Board: Craig Hart, Chris Bull, Dan Scorer and Bill Bentley.

He thanked Mark Goldring, Shaun Gallagher and Sheila Evans for their contributions to the Programme Board as they are moving onto different jobs.

1.2 The Minister presented a certificate to Gavin Harding and thanked him on behalf of the Programme Board for his hard work and dedication. He said Gavin had done much to speak up for others with learning disabilities.



1.3 The Minister noted the 70 actions from the review of Winterbourne View were intended to be ambitious so that the care of people with learning disabilities gets better.

He invited Programme Board members to challenge as much as possible and hold everyone to account.

He said the Programme would regularly publish progress reports showing what is happening and what actions have been taken. He said that if some areas are failing to do what they should be doing, this needed to be highlighted.

1.4 The Minister said that he is not just looking at the Winterbourne View actions. He wants to make sure things get better for all people, so he will act on other reports such as:

- Confidential Inquiry into premature deaths of people with learning disabilities
- Six Lives report when published
- Francis report on Mid-Staffordshire hospital.

He said that he is determined to put changes into action.

## **2. Programme Updates for Discussion**

2.1 Frances Smethurst said that the Winterbourne View actions had been grouped into 7 themes. The papers give updates on each of these themes (LDPB (13)02 & (13)03).

She pointed out the governance slide to explain the relationship between the LDPB, the Joint Improvement Programme and external partners.

She welcomed feedback.

2.2 Andrea Pope-Smith asked why there are 2 different boards and was worried that there could be confusion as to which board is responsible.

Frances replied that the LDPB is responsible for overseeing all the actions and to make sure that no action gets missed.

Frances said the role of the Joint Improvement Programme is to work with Local Health and Social Care commissioners and to support them in transforming care at a local level.

The Minister agreed and said the LDPB has overall responsibility but many other organisations have said they will carry out actions in the Concordat and are accountable for these.

**Action Point 1** – Frances Smethurst to revise governance slide to make the relationships between the boards very clear for people to see.



### **Workstrand 1: Right Care, Right Place**

2.3 Chris Bull explained that the Joint Improvement Programme has been set up in response to the Winterbourne View report.

He then did a presentation (paper LDPB (13)04) and talked about what his team are doing.

Chris noted that progress on reviews and registers was patchy - good in some areas, but not in others. Ivan Ellul agreed with this and said that only half of the reviews had been completed and that the quality of the reviews was important.

**Action Point 2** - NHS CB to consider what further assurance is needed about actions at a local level.

2.4 The Minister also mentioned the roundtable event with providers on 26<sup>th</sup> March, which will give a chance for good providers to share their experiences.

**Action Point 3** - Gavin, Viv and Andrea to be invited to Provider Roundtable on 26<sup>th</sup> March – Sheila Evans / Emily Runcorn



## **Workstrand 2: Regulation, Inspection & Corporate Accountability**

2.5 Alan Rosenbach then gave an update from the Care Quality Commission gave an update about changes to the provider registration process. He also talked about guidance on induction and supervision for care staff. See paper LDPB (13)05.

Alan confirmed there would be 3 new Chief Inspector positions created:

- Hospitals
- Adult care
- Community & GP services

2.6 John Crook said that ideas were being developed for a Fit and Proper Persons test for directors of provider services.

The provider roundtable event on 26<sup>th</sup> March will be a good time to tell providers about the ideas.

In general, there are 2 options to strengthen prosecution powers:

1. Changing the regulations
2. Transferring responsibility from the Health & Safety Executive to the CQC which was advised in the Francis report.



## **Workstrand 3: Good Practice, Standards & Advocacy**

2.7 Gavin Harding and Pam Nixon gave a presentation (paper LDPB (13)07) about examples of good practice that have been selected from around the country. 6 out of 87 examples will be further checked by a team made up of Forum members and the Steering Group, including people from ADASS and LGA.



## Workstrand 4: Information & Data

2.8 Zawar Patel talked about the key points from his update on Information and Data actions. He said that a working group has been set up and had its first meeting.

He asked the Board if they were happy that the self-assessment framework could be used to do a national audit.

Andrea Pope-Smith raised the point that self-assessments will not be ready until the end of the year and so it might delay the start of the audit.

2.9 Zawar also talked about key performance indicators and a minimum data set (a long term solution) which should improve learning disability data. He said that everyone is working together so that work is not duplicated by different groups.

**Action Point 4** - Chris Bull and Zawar Patel to link up work with the Joint Improvement Programme on key performance indicators and audit.

**Action Point 5** - Find out about local government data issues as part of working group

2.10 Alick Bush said that any audit should be done against an agreed set of standards, for example the Unified Approach to Challenging Behaviour.

2.11 The Board agreed for the working group to go ahead, as long as feedback and comments were taken into account. A further progress report will be given at the July LDPB.

2.12 For updates on other workstrands (Medication, Restraint & Positive Behaviour Support, Workforce) are on the paper LDPB (13)03 - Transforming Care - Post Winterbourne View Action Project update - Workstrands 1 to 7.ppt

### 3. Presentation: Quality of Health Principles



3.1 Jayne Leeson and Sirraaj Nadat from Changing our Lives presented their work on Quality of Health Principles and audits.

As part of the Winterbourne View actions, these principles will be included in the guidance for NHS standard contracts from April 2013.

### 4. Communications Strategy

4.1 John Crook said the communications strategy will be a shared plan between Department of Health, CQC, Local Government Authorities and NHS Commissioning Boards.

He asked for any comments on the strategy to be sent to him. Paper is LDPB 13(10).

**Action Point 6** - Ivan Ellul said that he is sending a letter to Health and Wellbeing Boards so that they can be involved at a local level and hold Local Authorities and Clinical Commissioning Groups to account locally.

**Action Point 7** - John will change the language in the Communications strategy to remove “users” and “actors” because this is not appropriate.



## 5. Other updates to note – Forums, Other Government Departments

5.1 Bruce Calderwood took over the meeting and asked if there were any questions on the written updates.

Viv Cooper was concerned that restraint should be thought of as one part of Positive Behavioural Support (PBS) and not dealt with separately.

**Action Point 8** - Pam Nixon to speak to Viv about restraint and PBS.

5.2 Some people were worried that work on children is separate from work on adults.

Karen Turner answered this by saying there will be one approach that covers both children and adults.

Chris Bull agreed with this saying that it was important to get things resolved at an early stage so that the transition between childhood and adulthood is managed well.

5.3 Gavin said that spending cuts may be reducing classroom assistants who help children with learning disabilities in schools.

Helen Nix replied that it is the law that schools have to make reasonable adjustments for children who need extra help so this should not be affected even if budgets are under pressure.

5.4 Frances gave an update on Castlebeck Care (the provider that ran Winterbourne View) because they had gone into administration earlier in the week.

She said that people will continue to have good quality care while a buyer is being found. She said that the situation is being looked at very closely.

## **6. Minutes of the meeting on 27 November 2012 (paper LDPB 1218)**

6.1 Members were asked to send any comments on the note of the previous meeting held on 27 November to Emily Runcorn (Secretariat).

## **7. Any other business**

7.1 Members were asked to fill in the feedback forms. These will be used to improve future meetings.

7.2 The next meeting will be held on Thursday 4 July 2013 1.30-4.30pm in the Board Room, Richmond House.

The following meeting will be on Thursday 7 November 1.30-4.30pm

7.3 This link will take you to the Learning Disability Programme Board's papers and minutes on the DH website.

<http://transparency.dh.gov.uk/category/minutes-2/ld-programme-board/>