
**Scrutiny Management Committee
(Calling – In)**

10 January 2010

Report of the Head of Civic, Democratic and Legal Services

Called-in Item: The Reablement Service in York

Summary

1. This report sets out the reasons for the call-in of the decisions made by the Executive on 14 December in relation to a report which presented options for the future of the reablement service in York, as part of a wider strategy to meet the challenges of changing demographics within the City. This covering report also explains the powers and role of the Scrutiny Management Committee in relation to dealing with the call-in.

Background

2. An extract from the decision list published after the relevant Executive Meeting is attached as Annex A to this report. This sets out the decisions taken by the Executive on the called-in item. The original report to the Executive is attached as Annex B.
3. Councillors Alexander, Boyce and Simpson-Laing have called in the Executive's decisions for review by the Scrutiny Management Committee (SMC) (Calling-In), in accordance with the constitutional requirements for post-decision call-in. The reasons given for the call-in are as follows:
 - *Agreed changes to the current in-house provision have not been fully implemented, resulting in a skewed comparison between in-house and private service provision in terms of cost, changes which would improve face to face contact time within the in-house service.*
 - *The Executive's decision to proceed with a twin-track approach is flawed, on the basis that the necessary information with which to properly compare in-house and outsourced service provision is not yet available.*

- *Inadequate consultation has taken place and should be extended once full proposals based on sound evidence have been presented to the Executive at a future meeting.*
- *The report gives no detail on the likely impact on the Hospital Trust due to potential changes in the levels of discharges and re-admissions.*
- *There is an apparent lack of consultation with the Council's partners given that neither the Deputy Chief Executive nor the Chairman of the Hospital Trust knew anything about the proposals.*
- *The report includes no evaluation on how outsourcing of the Reablement Service has worked in other local authority areas, of which there are very few across the whole of the country, on issues such as satisfaction levels among customers on level of service, staff expertise etc*

Calling in Members call for the decision to be delayed until such time as the aforementioned evidence can be produced and properly considered, and after proper consultation has taken place.

Consultation

4. In accordance with the requirements of the Constitution, the Calling-In Members will be invited to attend and/or speak at the Calling-In meeting, as appropriate.

Options

5. The following options are available to SMC (Calling-In) in relation to dealing with this call-in, in accordance with the constitutional and legal requirements under the Local Government Act 2000:
 - (a) To confirm the decisions of the Executive, on the grounds that the SMC (Calling-In) does not believe there is any basis for reconsideration. If this option is chosen, the decisions will take effect from the date of the SMC (Calling-In) meeting.
 - (b) To refer the matter back to the Executive, for them to reconsider their original decisions. If this option is chosen, the matter will be re-considered at a meeting of the Executive (Calling-In) to be held on 11 January 2011.

Analysis

6. Members need to consider the reasons for call-in and the basis of the decisions made by the Executive and form a view on

whether there are grounds for reconsideration of those decisions.

Corporate Priorities

7. An indication of the Corporate Priorities to which the Executive's decisions are expected to contribute is provided in paragraph 42 of the report at Annex B to this report.

Implications

8. There are no known financial, HR, Legal, Property, Equalities, or Crime and Disorder implications in relation to the following in terms of dealing with the specific matter before Members; namely, to determine and handle the call-in:

Risk Management

9. There are no risk management implications associated with the call in of this matter.

Recommendations

10. Members are asked to consider the call-in and reasons for it and decide whether they wish to confirm the decisions made by the Executive or refer the matter back for re-consideration at the scheduled Executive Calling-In meeting.

Reason:

11. To enable the called-in matter to be dealt with efficiently and in accordance with the requirements of the Council's Constitution.

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Report Approved **Date**

Specialist Implications Officer(s) None

Wards Affected:

All

For further information please contact the author of the report

Annexes

Annex A – decisions of the Executive on The Reablement Service
(extract from decision list published after the meeting on 14/12/10)

Annex B – report to Executive meeting held on 14/12/10

Background Papers

Agenda and minutes relating to the above meeting (published on the
Council's website)