Intermediate Care Proposals - referral to the Secretary of State for Health by the London Borough of Redbridge’s Health Scrutiny Committee

Report of the Corporate Director of Adult & Community Services

Open Report  For Decision

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Summary:
The Barking and Dagenham, Havering and Redbridge Clinical Commissioning Groups (CCGs) consulted on their proposals to change the way NHS rehabilitation services are provided across the three boroughs by reducing the number of inpatient beds across the three boroughs and providing more treatment in people’s own homes. The three separate CCGs came together to agree these proposals across the local authorities concerned and the consultation went through the three boroughs’ scrutiny processes simultaneously. The consultation was undertaken from 9 July to 15 October 2014 and was referred to formally as the consultation on the ‘Intermediate Care Proposals’.

At its meeting on 26 January 2015 the London Borough of Redbridge’s Health Scrutiny Committee resolved to refer its concerns regarding the proposals to the Secretary of State for Health.

This report asks the Health & Adult Services Select Committee (HASSC) to note Redbridge’s referral letter (at Appendix 3) and the update report from Barking and Dagenham CCG (at Appendix 4) on the potential implications of this move. The HASSC is asked to agree whether it wishes to indicate support for the referral by writing to the Secretary of State for Health.

Recommendation(s)
The HASSC is recommended to agree:
(i) whether or not it supports the referral made by the Redbridge Health Scrutiny Committee to the Secretary of State for Health, and
(ii) if it does support the referral, delegate the responsibility to write to the Secretary of State for Health on behalf of the HASSC, to express that support, to the Lead Member, Councillor Keller.

Reason(s)
The Intermediate Care Proposals and the consequent referral by Redbridge relate to the HASSC’s function to scrutinise any matter relating to the planning, provision and operation of the health service in the borough or accessed by Barking and Dagenham residents. This report also relates to the Council’s objective to ‘ensure everyone can access good quality healthcare when they need it’. 
1. **Introduction and Background**

1.1 The Intermediate Care proposals involved reducing the number of inpatient beds provided across the three boroughs in the specialist community hospitals and provide more treatment in people’s own homes. The inpatient beds are currently provided at specialist NHS facilities at Grays Court in Barking & Dagenham, King George Hospital (following the closure of Havering inpatient beds at St George’s Hospital), and Heronwood and Galleon in Redbridge.

1.2 If implemented, the proposal would see a reduction in the total number of inpatient beds across the three boroughs. The beds would be provided at King George Hospital for the residents of all three boroughs, with dedicated cross-borough services, the Intensive Rehabilitation Service (IRS) and the Community Treatment Team (CTT), providing therapy and urgent response services in people’s own homes.

2. **Summary of key consultation with Barking & Dagenham members and the three boroughs’ responses**

2.1 In addition to other forms of consultation, representatives of the CCG attended:

- A (closed) meeting of the HASSC on 31 July 2014 to present the proposals to HASSC members and the Cabinet Member for Adult Social Care and Health
- A public meeting of the Health & Wellbeing Board on 9 September 2014
- A public meeting of the HASSC on 30 September 2014.

2.2 At these meetings the HASSC and the Cabinet Member for Health and Adult Social Care, expressed a number of concerns with regards to the potential local impact of the proposals, including issues around local need, clarity around the possible alternative use of Grays Court and the potential impact on other health services there, medical cover, location and travel times and stroke rehabilitation.

2.3 The HASSC’s formal response to the consultation, dated 15 October 2014, is provided at Appendix 1 and the CCG’s response to this, dated 18 November 2014 is attached at Appendix 2.

2.4 Whilst Havering’s Health Overview and Scrutiny Committee was in support of the proposals overall, Redbridge’s Health Scrutiny Committee expressed significant concerns around the proposals relating to the adequacy of the content of the consultation and whether the proposals would be in the best interest of the health service in their area.

3. **The CCGs’ decision following the consultation period**

3.1 Following the end of the consultation period on 15 October 2014, on 11 December 2014, the governing bodies of the three CCGs agreed to:

- permanently establish the home-based services, the CTT and IRS
- reduce the number of community rehabilitation beds to 40-61 for the three boroughs
- locate these beds on one site at King George Hospital in Redbridge.
4. **Referral by Redbridge’s Health Scrutiny Committee to Secretary of State for Health**

4.1 Following the announcement of the CCGs' decision, at its meeting on 26 January 2015, the London Borough of Redbridge’s Health Scrutiny Committee resolved to refer its concerns regarding the proposals to the Secretary of State for Health under provisions of the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013. The referral letter is provided at Appendix 3.

4.2 Following the referral to the Secretary of State by the Redbridge Health Scrutiny Committee, the CCG have provided an update on the potential implications of this move. This is attached at Appendix 4.

5. **Financial Implications**

Implications completed by Roger Hampson, Group Manager, Finance (Adults and Community Services)

5.1 There are no financial implications directly arising from this report.

6. **Legal Implications**

Implications completed by Dawn Pelle, Adult Care Lawyer, Legal and Democratic Services

6.1 Whilst there are no direct legal implications of this report, as a result of the referral made by the London Borough of Redbridge, the way intermediate care health services are delivered in the Borough may potentially be affected, depending on the course of action taken by the Secretary of State in response to the referral.

6.2 The Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 sets out the courses of action the Secretary of State may take upon receiving a referral from a local authority on proposals to substantially vary a health service in the authority’s area.

6.3 Where a local authority has reported to the Secretary of State because it is not satisfied that the consultation on a proposal has been adequate in relation to content or time allowed, and/or because the authority considers that the proposal would not be in the interests of the health service in its area (as Redbridge has done), the regulations state that the Secretary of State may make a decision in relation to the subject matter of the referral, make a final decision on the proposal, or give directions to the National Health Service Commissioning Board to require the CCG to:

   a) to consult (or consult further) with the authority in relation to the proposal;
   b) to determine the matter in a particular way;
   c) to take, or not to take, any other steps in relation to the matter.

6.4 Before coming to a decision on the referral made by Redbridge, the Secretary of State may request the Independent Reconfiguration Panel (a non-departmental public body and independent expert on NHS service change) to review the proposals, in an advisory capacity.
Background Papers Used in the Preparation of the Report:


List of appendices:

Appendix 1  HASSC’s response letter to the Intermediate Care Consultation
Appendix 2  CCG’s response to HASSC’s letter
Appendix 3  Redbridge Health Scrutiny Committee’s referral to the Secretary of State for Health
Appendix 4  Update on the Intermediate Care Consultation from the Barking and Dagenham Clinical Commissioning Group