DH Winterbourne View Review

Concordat: Programme of Action

Briefing for the Board

NHS Wigan Borough Clinical Commissioning Group

Clinical Governance sub committee

July 2013

1.0 Purpose of the paper

1.1 The purpose of the paper is to report local progress on achieving the actions identified in the DH Winterbourne View Review; Concordat: Programme of Action (Department of Health, 2012)

1.2 The paper will outline the:

- Background to the development of the programme.
- The short to medium term actions required by the programme.
- Progress to date by the Wigan Borough Clinical Commissioning Group (WBCCG)
- Some gaps in the present commissioning and reporting structures that have been identified by submitting a response to the Winterbourne View Joint Improvement (JIP) Programme ‘Stocktake’ exercise.
- Some interim and possible next steps which would be dependent upon complimenting any developing strategic joint planning and commissioning structures.

2.0 Background:

2.1 Winterbourne View was an Assessment and Treatment Unit (ATU) for people with a Learning Disability (LD) or autism exhibiting challenging behaviour.

2.2 An undercover BBC Panorama investigation uncovered a catalogue of abuse and mistreatment of the residents there. Six people were imprisoned following incidents of abuse at Winterbourne View.

2.3 The Department of Health (DOH) has published its final report in to the care of people at Winterbourne View Hospital. The Serious Case Review found significant failings at all levels across the system. A programme of actions was developed to address those failings and was published six months following the publication of the review.

2.4 The Concordat: Programme of Action is signed up to by the Learning Disability Professional Senate and sets out actions to transform services for people with LD or autism and mental health conditions or exhibiting behaviour.
described as challenging. Its sets out specific actions that each organization has committed to take forward within clear timescales.

2.5 WBCCG commission 365 bed days at the Byron Unit at Hollins Park, Warrington, for people with challenging behaviour. Admissions to this unit are reported to the WBCCG by the provider

3.0 DH Winterbourne View Review Concordat: Programme of Action (DOH 2012)

3.1 The Local Government Association and NHS Commissioning Board established the Winterbourne Joint Improvement Board. This Board have developed a four year action plan. However the plan sets out four short-medium term actions for health and social care partners.

- By April 2013 the CCG will have a register of all NHS funded patients with LD autism and challenging behaviour developed and processes in place to maintain the register.
- By June 2013 the completion of reviews for those people placed Out Of Area (OOA) who could be returned back to local services.
- Local commissioners are working together to ensure that people with LD are not required to live in an in appropriate setting.
- By April 2014 plans for joint commissioning of services across the challenging behaviour pathway are developed.
- A requirement for transparent information to be available to assure that local progress is being made.

4.0 Progress update

4.1 A register of all people with LD who are NHS funded has been developed and includes data on:

- Date of admission/placement/funding agreement
- Provider(s)
- Date of last review
- Date of next review
- Date of last physical assessment
- Relative involvement
- Access to advocacy services
- Evidence of a person centred care plan in place

4.2 An Out of Area Board (OAB) has been developed to undertake a multi agency review of their needs of this cohort of people. The board also monitors the progress of the people through the secure care pathway to ensure that local services remain involved in care. It also identifies any obstacles preventing progress to discharge are identified and actions agreed to overcome those obstacles. The register is maintained through information gathered at the OAB meetings.
4.3 All patients with challenging behaviour have been reviewed within the required timescales.

4.4 WBCCG has seven people placed out of area who are in Enhanced Support Services provided by the Calderstones NHS Foundation Trusts. These are the priority cohort of people that the CCG will review and re provide services closer to home before the deadline of June 2014. All other patients are detained in the secure estate and although local care co-ordinators are involved in their care planning the responsibility to ensure that reviews are organised lies with the Specialised Commissioning Team for the North of England.

4.5 Initial discussions have been taking place with Council partners regarding the provision of supported housing and crisis response options for people with LD to be included in the Housing and Health strategy.

4.6 The CCG and Local Authority have just completed a stocktake exercise for NHS England and the Local Government Office regarding progress against the programme of action. This exercise identified some good practices but also highlighted gaps in the following areas.

- Joint planning structures require further development.
- Joint understanding of the programme of action and timescales.
- Reporting structures to and from strategic boards.
- Pooled budget arrangements
- There appear to be no robust links with the Adult Safeguarding Board regarding the programme of action.

5.0 Next Steps

5.1 It is suggested that the OAB membership and terms of reference will be extended to become a vehicle for the delivery of the Winterbourne programme of action. It is suggested that the existing membership will extend to include representatives from Safeguarding Board, Housing and Quality Teams from CCG and Local Authority. This option would need to be agreed strategically and compliment any developing joint planning and commissioning structures.

5.2 The issue of joint planning structures will be raised at the Health and Well Being board through the CCGs Chief Officer.

5.3 Reporting structures will be developed either through the option outlined at 5.1 or included in any developing joint planning and commissioning structures.

5.4 In the interim the OAB will analyse the needs identified in reviews and develop commissioning intentions for consideration by any emergent joint commissioning body.

6.0 Conclusion
6.1 The CCG has so far achieved the actions required of it within the timescales identified in the programme.

6.2 A number of gaps in the joint planning, commissioning and reporting arrangements between the CCG and the Local Authority have been highlighted through the submission of the Winterbourne View Joint Improvement Programme ‘Stocktake’ exercise.

6.3 Actions to address those gaps will be discussed at the Health and Well being Board and be taken forward by the Senior Leadership Team of the CCG.

6.4 Until those structures have been agreed the OAB will continue to review those people in OATS and develop any local commissioning intentions for consideration by those emergent structures.

6.5 The OAB will continue to report to the CCG Clinical Governance sub committee on progress.