

DERBYSHIRE COUNTY COUNCIL

CABINET

11 March 2021

Report of the Executive Director for Adult Social Care & Health

**Withdrawal of bi-weekly review of specific Urgent Officer Decisions
during the Coronavirus Pandemic**

ADULT SOCIAL CARE & HEALTH

1. Purpose of the Report

To seek cabinet approval:

- To withdraw 3 specific decisions from bi-weekly Officer and Cabinet Member review as they are now subject to Government guidance and some progress has been made since the original decisions. These decisions include cessation of care home visiting and temporary closure of day service's for both older adults and adults with a learning disability and Autism.
- To withdraw 1 specific decision from bi-weekly Officer and Cabinet Member review as it no longer requires an ongoing decision to be made. This relates to Fire Risk Mitigation Work.

2. Information and Analysis

Background

The purpose of the initial report on 23.04.2020 and subsequent bi-weekly reviews has been to provide the Cabinet Member with an update in relation to those actions which were the subject of Officer's Decisions utilising emergency decision making powers as detailed in the constitution, and to provide assurance in relation to the reviews which have been undertaken.

The challenges relating to the COVID-19 pandemic necessitated urgent decision-making processes by the Executive Director for Adult Social Care and Health to be implemented to ensure the welfare of service users and the public and to safeguard the interests of the Council. The decisions have been

made under the urgent delegated powers to Executive Directors as set out in the Constitution.

In the main, the decisions have related to short-term temporary arrangements which have been subject to regular review. This has been particularly important where subsequent Government guidance has been issued notably in the area of Adult Social Care. It is intended that as Cabinet is now able to function by meetings being held 'remotely' the need for officers to make urgent decisions will now diminish.

However, it has been important that officer decisions have been reviewed regularly by elected members and officers. At the 4 June 2020 Cabinet meeting it was agreed that Cabinet would formally delegate review decisions to the relevant Cabinet Member (CABCO) meeting as these were meetings held in public, virtually if necessary, in order to ensure maximum transparency. A summary of review decisions made by Cabinet members has been reported to Cabinet every two months. As a further safeguard any significant reductions in service that have been reviewed and substantially maintained over any eight-week period have been referred to Cabinet as soon as possible after the eight-week period for ratification.

All review decisions to date have been discussed with the Executive Director and Cabinet Member following review by the Senior Management Team. In addition, the Principal Social Worker has been engaged and consulted with over the initial decisions and has reviewed all updates. The Principal Social Worker is satisfied that the original decisions have been made with due regard for the Department of Health and Social Care Ethical Framework. Where appropriate Care Act easement guidance has been considered and formed part of the decision-making process initially. The Principal Social Worker is aware of the review processes in place.

Officer decisions

Officer decisions have been made and reviewed bi-weekly in relation to the following 7 areas, and have now been reviewed a total of 24 times since the start of the Coronavirus pandemic:

- 1. Adult Social Care Residential Homes for Older People, closure to visitors (ASCODR1)**
- 2. Closure of Older Adults Day Centres and Cessation of service delivery for over 70's in learning disability day Services (ASCODR2)**
- 3. Closure of building based Day Centres for people with a Learning Disability (ASCODR3)**
- 4. Cessation of planned respite breaks services for Older Adults and people with a Learning Disability (ASCODR4)**
- 5. Fire Risk Mitigation Work (ASCODR6)**

6. Financial Charging

7. Shared Lives carers additional payments

Initial Officer decisions 1-7 and latest reviews:

Initial Officer decisions 1- Care home visiting:

The initial decision taken on 20 March 2020 to cease care home visiting was deemed to be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.

The decision taken on 20 March 2020 was to cease to allow general visits from friends and family to people living within Derbyshire County Council's residential establishments.

The decision has been subject to a minimum of fortnightly reviews by SMT and Cabinet Member.

Government advice at the start of the pandemic advised that people aged 70 and over and those deemed clinically vulnerable or clinically extremely vulnerable were required to self-isolate.

The advice in March from the Director of Public Health (DPH) and the written guidance updated on 20 March 2020 and the interpretation provided by the Director for Public Health, from advice he had received from Public Health England; is that the words "strongly advised" meant, that Adult Care should place visiting restrictions on homes for older people and Learning Disabilities/Autism.

Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response, which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.

An Equality Impact Analysis was undertaken and identified that the decision would have had an impact on both older people and people with a learning disability and Autism and their families and carers. This EIA was completed on 30 June and has been kept under review.

Current Officer decisions 1 – Care home visiting:

Due to tier 4 restrictions and subsequently whole of England lockdown measures further introduced on 05 January 2021; closed window visits to residents within care homes are only permissible at this current time due to rising infection levels and a new more transmissible strain of Covid-19.

www.gov.uk/guidance/national-lockdown-stay-at-home

Adult Social Care and Health had planned to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing) within care homes, and letters from Derbyshire County Council Adult Social Care and Health had been sent to

relatives confirming that development. These plans are now on hold and will re-start once it is safe for indoor contact visiting to be re-established. Plans are also being developed to create safe visiting spaces either using floor to ceiling glass or pods where the environment allows it.

Further mitigations have now been developed to allow visiting to take place in prescribed and limited circumstances for example within the care of someone at the end of their life. Government guidance set out on 05 January 2021 continues to be reviewed regularly to take account of the local and national circumstances and any further revised guidance. Quick decisions are required in the event of infection spikes or localised outbreaks. All decision are made in line with updated Government guidance and based upon advice from the local Director of Public Health (DPH).

The national plans to roll out the Covid-19 vaccination programme are progressing in all Derbyshire County Council care homes currently.

The decision to cease care home visiting is now subject to Government guidance and direction from the Local Director of Public Health. This is no longer dependant on Officer decision.

Initial Officer decision 2 - Closure of Older Adults Day Centres and Cessation of service delivery for over 70's in learning disability day Services:

The original decision taken on 20 March 2020 was significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.

Closure of Older Adults Day Centres happened with effect from 5pm on 20 March 2020. Cessation of service delivery for people aged over 70 in Learning Disability Day Services took effect from 5pm on 20 March 2020 also.

The original decision has been subject to a minimum of fortnightly review by SMT and Cabinet Member.

Government and Public Health England advice in relation to reducing the risk of infection spread in relation to COVID-19 at the time stated that those over 70 should self-isolate, and from 4 July should seek to minimise contact with people from other households.

As most users of our older adult's day centres are over 70 years old it was not possible to continue to operate those services as individuals self-isolated in order to adhere with social distancing requirements.

Although there are small numbers of people aged under 70 attending the centres they were also likely to fall into the category of having an underlying 'high risk' health condition which meant they were advised to strongly adhere to social distancing guidelines and reduce contact with others outside of their household.

To support the Government guidance for people aged 70 and over to self-isolate and maintain social distancing, it was appropriate for day centres for older adults to remain closed and to avoid bringing groups of six or more people together in a closed environment.

Similarly, a decision was made to cease the attendance for those aged over 70 attending our learning disability day services so that we were able to adhere to Government guidance and protect those individuals; other service users and staff from increased risk.

From 4 July 2020 onwards, it was considered appropriate to maintain this position as individuals continued to be advised to limit contact with other people and social distancing measures needed to be maintained. All individuals were assessed in relation to ongoing alternative support to enable them to manage without their day centre support. Monitoring of the wellbeing of individuals was also undertaken during the closure period and additional support was offered to Carers where appropriate.

From 4 July onwards consideration was given to linking in with local community activity created by the Community Response Hub, technology solutions and outdoor activities as alternative forms of provision for individuals where appropriate. Individual risk assessments were undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite where appropriate and alternative arrangements were considered.

Risk assessments have been reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures were eased. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response, which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken. An Equality Impact Analysis was undertaken and identified that the decision would have had an impact on both older people and their families and carers. This EIA was completed on 30 June and has been kept under review.

Mitigations have been put in place through the regular reviews, and where appropriate care packages have been adjusted to accommodate the temporary closure of the building-based day services. The Community Response Unit, established by the County Council and a range of voluntary organisations and local businesses, has also been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of older adults who use building-based day services have

been referred to and have made use of the Community Response Unit's services.

Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. The Council continued to review the access restrictions imposed on all its buildings in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people.

Latest Officer decisions 2- Closure of Older Adults Day Centres and Cessation of service delivery for over 70's in learning disability day Services:

A steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021. The ambition is to open all our Older Adults day services in a phased approach.

By re-opening four day services in phase one to small groups of no more than 15 people; we followed Regulation 11(9) of *The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020*, which enabled the continuation of day care as a permitted exception to an indoor gathering as restrictions were eased:

https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020.

Following a new national lockdown in place from 05 January 2021 due to rising infection rates new more transmissible variants of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.

All day service attendees and/or their carers have been contacted by day service staff to advise them of the new guidelines. Some attendees who are not classed as Clinically Extremely vulnerable have declined to attend at this time or until they have been vaccinated. Attendees have been assured that this will not jeopardise their place moving forwards. We have revisited establishment risk assessments for all open day services to ensure all continue to meet covid secure guidelines under the new national lockdown. The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently approximately only 35% of people who attended historically being able to attend on any one day. We have also put in place safe

systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.
- Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however again we are reviewing the safety of this option under the new national lockdown.

Further re-opening of centres as part of phase 2 will be on an individual basis whilst we are still subject to lockdown restrictions, and a further centre for Older Adults is planned to reopen on an essential basis to limited numbers in March 2021.

The Department for Health and Social Care has announced the roll-out of weekly routine testing on 01 February 2021 for high risk adult day care centres that are deemed critical to remain open throughout lockdown and all day services that remain open will be weekly testing staff for Covid.

The decision for most day services to cease operating is now subject to Government guidance relating to bringing groups of people together and social distancing, this is no longer dependant on bi-weekly Officer decision.

Initial Officer decisions 3 - Closure of building based Day Centres for people with a Learning Disability:

Closure of building based Day Centres for people with a Learning Disability took place with effect from 5pm on 23 March 2020. It was a significant decision in terms of its effects on communities living or working in an area comprising of two or more electoral divisions in the county area.

This meant the closure of DCC run day centres for people with a learning disability and Autism, with advice for private, voluntary and independent (PVI) sector services that operate in large groups using a building base to close.

Other PVI day services that operate in small groups outside and through one to one activity with personal assistance were not advised to close. The decision has been subject to a minimum of fortnightly reviews by SMT and Cabinet Member.

In order to adhere to Government guidance, we needed to close our day centres for people with a learning disability and avoid bringing groups of people together in a closed indoor environment where social distancing may not be able to be effectively maintained.

At the start of lockdown, we tried to deliver the service using opportunities to do this in a way that enabled social distancing, but this was proven to be unsustainable.

All individuals were assessed as to whether they required ongoing alternative support to enable them to manage without their day centre service. Monitoring of the wellbeing of individuals will also be undertaken during the closure period. From the 17 April 2020, it was agreed that the limited operation of two day centres would take place to support people with complex needs. This was considered and approved as appropriate risk mitigation to prevent placement breakdown and reduce the probability of hospital admission.

As lockdown measures were eased from 4 July 2020 onwards, the following measures were considered as alternatives as appropriate to the individual.

- digitally
- phone calls to Service users or there their carers
- Activity packs to do at home
- Shopping
- Newsletters, Support letters and photographs
- Some farms offered delivery of food packs to service user's doors and into the local community.

Some private, voluntary and independent sector services have continued to provide alternative provision to support families and carers.

Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite if appropriate and alternative arrangements have been considered throughout the pandemic. These risk assessments have been reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures have eased at various points throughout the Covid-19 pandemic.

In most circumstances a decision to temporarily cease day service provision would have been subject to consultation with people who access these

services. Consultation was however unable to take place due to national advice being issued from the Government regarding the COVID-19 pandemic response, which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken. The decision will have had an impact on both people with a learning disability and their families and carers. The temporary suspension of the service, and the ongoing assessment of people's care packages brings with it the potential for further risks to those who were attending the service. However, this risk had to be balanced against the risk of infection from COVID 19 and adherence to national guidelines. An Equality Impact Analysis (EIA) was completed on 30 June and has been kept under review.

The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services. Derbyshire Carers Association has also continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans have been offered.

Whilst the Council continues to review the access restrictions imposed on all of its buildings, in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people, it is not expected that building-based services will be returning as previously provided prior to COVID-19. As such, a programme group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and will report back to Cabinet with an established position.

Latest Officer decisions 3 - Closure of building based Day Centres for people with a Learning Disability:

A working group has continued to explore options for the future of these services. Latest officer decisions have taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021. A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by re-opening some day services to small groups of People; we have followed Regulation 11(9) of The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020, which enabled the continuation of day care as a permitted exception to an indoor gathering:

https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf

Following a new national lockdown in place from 05 January 2021 due to rising infection rates and new more transmissible variants of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.

All day service attendees and/or their carers have been contacted by the hub practitioners to discuss with them the new guidelines and to complete further individual risk assessments. Service Users choosing or not able to attend have been assured that this will not jeopardise their place moving forwards. A joint decision by attendees, carers/ family and colleagues was taken to close 'No limits' day service due to the extreme vulnerability of those that attend. Staff at the centre are continuing to offer support remotely. Other day centres that had opened, remain open.

We have revisited the establishment risk assessments for all open day services to ensure they all continue to meet Covid secure guidelines under the new national lockdown.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however, again we are reviewing the safety of this option under the new national lockdown.
- A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments where their usual base remains closed.

All mitigation measures remain in place whilst a national lockdown remains in place. The decision for most day services to cease operating is now subject to Government guidance relating to bringing groups of people together and social distancing, this is no longer dependant on Officer decision.

Initial Officer decision 4 - Cessation of planned respite breaks services for Older Adults and people with a Learning Disability:

An Officer decision to cease planned respite breaks services for Older Adults and people with a Learning Disability took effect from 23 March 2020 Which was significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area. The decision has been subject to a minimum of fortnightly review by SMT and Cabinet Member throughout the pandemic.

Government and Public Health England advice in relation to reducing the risk of infection spread in relation to COVID-19 was that those aged 70 and over and those vulnerable due to underlying health conditions should self-isolate and adhere to social distancing requirements. We were therefore required to reduce the risk of cross infection for both those using respite and long-term care home residents to reduce the number of individuals coming in and out of the services to reduce risks in relation to infection transmission.

As most users of our older adult respite care services are aged 70 and over it was no longer possible to continue to operate those services safely.

Similarly, significant numbers of the people using our learning disability respite services have an underlying 'high risk' health condition which meant that they were advised to socially distance and minimise contact with others from outside of their household as a programme of 'Shield and Protect' was introduced. In order to protect these individuals and other residents within our residential care homes a decision was taken by Officers and Cabinet member for non-urgent respite provision to remain closed.

As the initial decision was made, all individuals usually accessing respite services were monitored to ensure that the withdrawal of planned respite would not lead to significant risks to their health and wellbeing. Individual risk assessments were undertaken.

The decision would usually have been subject to consultation with service users. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken. The decision has impacted on older adults, people with a learning disability and their families and carers. The temporary suspension of the service brings with it the potential for further risks to those who make use of the service; however, this risk was balanced with the risk of infection from COVID 19.

Mitigations have been put in place through the regular review of people who would normally access the provision, and where appropriate care packages have been adjusted to accommodate the temporary cessation of the service

Emergency respite services have continued to operate from a number of the Council's establishments, or as outreach services for some people.

The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. Whilst it is not known if people who have previously accessed respite services have been referred to or used the Unit, it is known that older adults and people with a learning disability who use other services such as building-based day care have accessed this Unit's services. Derbyshire Carers Association from the start of the pandemic has continued to offer support to carers who may have seen their caring duties increase as a result of the cessation of planned respite. In addition, Carers emergency plans have been offered.

An EIA was completed on 30 June and has been kept under review. Any excess staffing capacity generated as a result of this cessation of service has been temporarily redeployed to support other service areas responding to the COVID-19 pressures.

Latest Officer decision 4 - Cessation of planned respite breaks services for Older Adults and people with a Learning Disability:

Following ongoing work by officers the current position is that most building-based planned respite services continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so, however this is currently being reviewed as to the safety of continuing this during the new national lockdown.

Officers continue working towards re-opening a centre within the County to offer respite in a Covid-secure environment when it is safe to do so.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision.
- Derbyshire Carers Association has continued to offer support to carers who have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision also being closed in addition to cessation of planned respite within residential care.
- Carers emergency plans have been offered.

This position continues to be an Officer and Cabinet Member decision supported by Government guidance which is likely to remain unchanged whilst restrictions are in place during the pandemic.

Initial Officer decision 5 - Fire Risk Mitigation Work:

A decision was taken on 22 March 2020 to conduct all essential maintenance and specific fire risk mitigation works within our Residential Care Homes for Older People in order to deliver on previously identified risk mitigation and ensure the safety of residents and staff.

The decision was significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area. The decision has been subject to a minimum of fortnightly review by SMT and CMT in line with national Government guidance relating to vulnerable groups and social distancing.

Despite the Coronavirus outbreak and the requirements for people to work from home where possible, managing contact with other individuals through social distancing; it was deemed necessary for previously identified fire risk mitigation works to continue to be completed so that residents and staff continued to be supported to live and work in a safe environment. Initially Property colleagues identified that any non-essential works should cease in order to protect their staff from the risk of infection transmission, suggesting that the remaining fire risk mitigation works should be suspended.

Subsequent detailed discussions continued between Directors from both departments in order to weigh up the risks to residents and Adult Social Care staff associated with not completing the works; against the risks to Property staff from undertaking the fire risk mitigation works. It was agreed that those fire risk mitigation works, and any other essential maintenance should continue.

Property and adult social care establishment managers and staff have continued throughout to complete individual risk assessments for each establishment / area of work in order to ensure that infection control measures and social distancing requirements are maintained whilst operatives are on site. This has included ensuring that the work area is closed to access for residents and staff safety.

Ongoing risk assessments have taken place to inform the wider mitigation works programme by Property Services and colleagues in health and safety.

This decision by Officer and Cabinet Member would not have been subject to consultation with service users and the public as it relates to maintenance of residential care homes. It was separate to the decision which was subject

to consultation regarding the long-term strategy for Direct Care Homes for Older People.

Latest Officer decision 5 - Fire Risk Mitigation Work:

All phase 1 and 2 work has now been completed in the homes which required a rewire as part of the fire risk mitigation works, apart from some minor ventilation installation work on kitchen doors at 4 homes which has been delayed because of supply issues. The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessments, and these have been evaluated.

The risk evaluation took place on 5 January 2021 and there remained some follow up work to complete by individual establishments. This was formally reviewed again on the 28 January 2021 and there remains a minimal amount of ongoing work for completion in a small number of homes. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required which significantly reduces the fire risk. There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.

As all essential phase 1 and 2 work is now complete, this is no longer deemed to require bi-weekly officer decision review.

Initial Officer decision 6 - Financial Charging:

A decision was approved by the Corporate Management Team on 8 April 2020 to adjust the client contribution guidance to meet changes in service due to the Coronavirus Pandemic.

The decision has been subject to a fortnightly review to ensure that the charging arrangements appropriately reflect operational service arrangements which have been put in place in line with national guidance regarding social distancing and supporting vulnerable people throughout the COVID-19 pandemic. Several services have had to close, and some people have been prevented from accessing other services. In these circumstances, guidance was required to outline which charging regime applies in those different scenarios.

The alternative option would have been to continue to charge people, which Adult Care could technically have done under our current co-funding scheme. However, as individuals are no longer receiving a service, it was thought that they would consider this to be unfair and would give rise to numerous complaints particularly when there is no identified timeframe for an end to the changes that have had to be made.

No risk assessment was carried out with regards to the ceasing of charging. But risk assessments were carried out for all people to ensure that they would be safe when their services were removed.

The decision taken was not one which Adult Care would expect to consult Service Users and Carers over, as this is usually done when a charge is introduced, not removed.

Latest Officer decision 6 - Financial Charging:

following ongoing work by officers, the current position is that these interim charging arrangements should remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements have changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place, and the new national lockdown. This decision by CMT, SMT and Cabinet member has continued to remain unchanged throughout the pandemic and remains subject to bi-weekly Officer review.

Initial Officer decision 7 - Shared Lives carers additional payments:

A decision to make discretionary payments in order maintain our Shared Lives carer capacity and reliance took effect from 1 April 2020 in order to support placements. The decision does not affect significant numbers of people in two or more electoral divisions.

From 1 April 2020 it was proposed to:

- Pay full time Shared Lives carers an additional £40 per week.
- Pay short break and day support Shared Lives carers the amount which they ordinarily would have earned.

Due to the lack of day and residential short breaks being available to Shared Lives carers they are in effect being asked to provide unpaid care for three days per week 9am-5pm plus four weeks respite (28 days per year pro rata).

This proposal was initially implemented for a period of eight weeks, after which reviews have taken place with the service manager responsible for Shared Lives and the appropriate Group Manager with Assistant Director oversight on a fortnightly basis. It was felt that the review would ascertain whether the additional payments needed to continue for a further period of time. This was a delegated decision.

Shared Lives carers provide family based 24 hour accommodation and support primarily for people with learning disabilities currently within Derbyshire. Some Shared Lives carers also provide both day care and overnight short break opportunities in order that carers of people who continue to live in a family home can have a break from their caring roles.

The closure of all day and short break services including those run by DCC and the NHS health trust during the Coronavirus pandemic has curtailed available breaks for Shared Lives carers, forcing them to undertake care on a 24/7 basis for the foreseeable future. Those Shared Lives carers who provide regular short breaks for the families/carers of people with learning disabilities and breaks during the day have been unable to do so due to both the closure of day services and the rules on social distancing.

Consequently, they have seen a significant drop in their income. These carers are unable to take advantage of government schemes for the self-employed throughout the pandemic response period and would therefore be financially disadvantaged which may have placed Shared Lives arrangements in jeopardy of breaking down without Adult Care making an additional payment.

For short break and day support carers a 'one off' payment was considered, but this was thought to be unfair due to the different level of support that each carer gives. The agreed decision better reflected the range of activities undertaken by the carer to support each individual/s they care for. Had the decision not been taken, there was deemed to be a significant risk of losing some very good carers, and the people they care for would most likely have had to be placed in significantly more dependant and expensive care.

The decision made was not subject to User and Carer consultation or EIA as no groups are being negatively impacted due to the decision being one of increasing payment to enable individuals to continue to provide support to people with a long-term health condition or disability.

Latest Officer decision 7 - Shared Lives carers additional payments:

Following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Bi-weekly review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

Payments to full time-Shared Lives carers should continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment. For full time carers we are seeking to liaise with them in terms of accessing respite provision if

required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to a day service.

This position remains unchanged and is subject to ongoing Officer Decision review.

Four officer decisions requested to be withdrawn from bi-weekly review:

- **Decisions 1-3 (Care home visiting, Older Adults day service and Learning Disability day service cessation):**

This report seeks permission to omit decision 1-3 above from the bi-weekly reviews by Cabinet member and officers, as decision 1-3 are no longer ratified as they were at the start of the pandemic. These were decisions made in an emergency at the emergence of the Coronavirus pandemic. Decisions 1-3 are now subject to Government guidance and legislation, with oversight from the Director of Public Health for Derbyshire. We have also made progress since the original decision was made by re opening some day service establishments to small groups of people in line with Government guidance. If this position changes, Adult Social Care will report back to Cabinet as necessary.

- **Decision 5 (Fire Risk Mitigation Work):**

This report seeks permission to omit decision 5 above from the bi-weekly reviews by Cabinet member and officers, as decision 5 regarding fire risk mitigation work within Derbyshire County Council residential homes for Older Adults is now redundant. All urgent works are complete and non-urgent work is to be continued as part of a 2 year forward focused plan.

- Decisions 4, 6 and 7 remain the responsibility of Officer and Cabinet member for ongoing bi-weekly reviews for as long as they remain relevant throughout the period of the Coronavirus pandemic.

A copy of the 2 most recent full Officer Decision records are attached at **Appendix 1 and 2.**

3. Financial Considerations

Financial impact of decisions 1,2,3 and 5:

Decision 1 Temporary cessation of care home visiting

- There have been no additional costs associated with this decision.

Decision 2 Temporary cessation of Older Adults Day services

- It is estimated that the department will lose approximately £2,800 per week in co-funding contributions, reducing slightly as some services have re-opened. This loss of income has been met from the COVID-19 Emergency Grant.

Decision 3 Temporary cessation of Day services for people with a learning disability and/or who have Autism.

- It is estimated that the department has lost approximately £5,000 per week in client contributions, reducing slightly as some services have re-opened to a small number of individuals. This loss of income has been met from the COVID-19 emergency grant.

Decision 5 Essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People

- There were no additional costs associated with this decision.

The request to withdraw these 4 areas from bi-weekly Officer and Cabinet member review decisions has no additional financial impact.

4. Human Resources Considerations**Decision 1 Temporary cessation of care home visiting**

- There have been no Human Resource considerations associated with this decision.

Decision 2 Temporary cessation of Older Adults Day services

- Staff have been temporarily redeployed to support other service areas responding to the COVID-19 pressures.

Decision 3 Temporary cessation of Day services for people with a learning disability and/or who have Autism.

- Staff have been temporarily redeployed to support other service areas responding to the COVID-19 pressures.

Decision 5 Essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People.

- Risk assessments to ensure staff safety have been ongoing throughout.

The request to withdraw these 4 areas from bi-weekly Officer and Cabinet member review decisions has no additional impact on Human Resource considerations.

5. Legal Considerations**Decision 1 Temporary cessation of care home visiting**

It was noted that the decision taken had human rights implications in terms of a right to respect for private and family life. (Article 8 Human Rights Act 1998). Officers were asked to ensure that the report detailed how these rights have been balanced and how residents might be supported in having contact with friends and family, other than direct contact. Mitigations were identified including Skype calls initially and closed window visits more latterly. The human rights implications were carefully balanced against an individual's wellbeing and the risks to a person's health if visiting was permitted within a home increasing chances of transmission of the disease.

Decision 2 Temporary cessation of Older Adults Day services

The Officer decision record indicated that individual assessments were to be undertaken in a timely way to ensure affected persons received the support necessary. Reviews were reported to have taken place and assurances were given that area teams of Adult Care staff were actively reviewing support needs every two weeks and where appropriate following an initial priority rated assessment, social work teams have contacted some individuals on a daily basis to check there is no significant change in their circumstances that may require consideration and mitigation.

Decision 3 Temporary cessation of Day services for people with a learning disability and/or who have Autism.

Similar assurances were necessary regarding decision 3. The Council has powers in accordance with S1-6 of the Localism Act 2011 to do that which will be to the 'benefit of the authority, its area or persons resident or present in its area'. The proposed benefit of this decision was to support the reduction in COVID-19 infections and reduce the transmission of the virus. Due to the timescales involved it was not possible to consult affected persons but arrangements were put in place to assess those current service users who may be impacted by the decision to ensure that they are provided with alternate support should this be required. An evaluation of the risks of this course of action and the mitigation of these risks and an EIA was undertaken. The decision taken was deemed proportionate and reasonable response to COVID-19 risks. The suspension of this service type, in isolation, where other services will continue a business as usual basis, is possible applying flexibilities under the Care Act 2014. It represents a Stage 2 decision as set out within the Care Act easements Guidance for local authorities

Decision 5 Essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People.

The proposed work and the risks inherent in either undertaking or discontinuing this was carefully evaluated. The decision to continue the work was proportionate to this evaluation. In the event of new guidance being received regarding the presence of operatives within residential settings the decision would have been promptly revisited.

Removing this decision from bi-weekly Officer and Cabinet Member review has no impact on legal implications as all essential works in phase 1 and 2 of the planned works are now complete.

By withdrawing these 4 decisions from bi-weekly review by Officers and Cabinet Member, there should be no further legal implications as all four decisions remain the subject of government guidance and Coronavirus legislation. *The Health Protection (Coronavirus, Restrictions) (No. 3) and (All Tiers) (England) (Amendment) Regulations 2021*.

The authority would act in accordance with the above legislation and guidance.

6. Background Papers

See attached Appendices 1 and 2;

- 07012021 Review of officer Decisions for ASCH
- 21012021 Review of officer Decisions for ASCH

7. Key Decision

Yes

8. Is it required that the Call-in period be waived in respect of the decisions being proposed within this report?

No

9. Officer's Recommendation

That Cabinet approves:

- Withdrawal of the three specific decisions from bi-weekly officer and Cabinet Member review as they are now subject to government guidance, and some progress has been made since the original decisions. These decisions include cessation of care home visiting and temporary closure of day service's for both older adults and adults with a learning disability and Autism.
- Withdrawal of one specific decision from bi-weekly officer and Cabinet Member review as it no longer requires an ongoing decision to be made. This relates to Fire Risk Mitigation Work where all essential work is now complete.

Helen Jones
Executive Director – Adult Social Care & Health
County Hall
MATLOCK

DERBYSHIRE COUNTY COUNCIL

CABINET MEMBER

21 January 2021

Report of the Executive Director for Adult Social Care & Health

**REVIEW OF URGENT OFFICER DECISIONS
TAKEN TO SUPPORT COVID-19 RESPONSE**

ADULT SOCIAL CARE AND HEALTH

1. Purpose of the Report

The purpose of the report is to provide the Cabinet Member with an update in relation to those actions which were the subject of Officer's Decisions utilising emergency decision making powers as detailed in the constitution and to provide assurance in relation to the reviews which have been undertaken.

2. Information and Analysis

The current challenges relating to the COVID-19 pandemic have necessitated urgent decision-making processes by the Executive Director for Adult Social Care and Health to be implemented to ensure the welfare of service users and the public and to safeguard the interests of the Council. The decisions have been made under the urgent delegated powers to Executive Directors as set out in the Constitution.

In the main, the decisions relate to short-term temporary arrangements which are subject to regular review. This is particularly important where subsequent Government guidance has been issued notably in the area of Adult Social Care. It is intended that as Cabinet is now able to function by meetings being held 'remotely' the need for officers to make urgent decisions will now diminish.

However, it is important that officer decisions are kept under regular review by elected members and officers. At the 4 June 2020 Cabinet meeting it was agreed that Cabinet would formally delegate review decisions to the relevant Cabinet Member (CABCO) meeting as these were meetings held in public, virtually if necessary, in order to ensure maximum transparency. A summary of review decisions made by Cabinet members will be reported to Cabinet

every two months. As a further safeguard any significant reductions in service that have been reviewed and substantially maintained over any eight-week period will be referred to Cabinet as soon as possible after the eight-week period for ratification.

Below, in table 1, is an update on the reviews that have taken place since the last Cabinet Member meeting on 21 December 2020. All review decisions to date have been discussed with the Executive Director and Cabinet Member following review by Senior Management Team.

A copy of the most up to date version of the Officer Decision Records is attached as Appendix 1.

Table 1: Summary of officer decision record reviews.

Officer Decision	Review notes and recommendation
Adult Social Care Residential Homes for Older People, closure to visitors (ASCODR 1)	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 28 December 2020 notes that local restrictions from Public Health allow only for closed window visits at this current time due to several outbreaks of Covid-19.</p> <p>We plan to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing). Letters from Derbyshire County Council Adult Social Care and Health have been sent to relatives confirming that development. The decision to restart indoor contact visiting will be taken once arrangements for Lateral Flow Test testing for visits are in place.</p> <p>The national plans to roll out the Covid-19 vaccination programme are progressing.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Closure of Older Adults Day Centres	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p>

<p>and Cessation of service delivery for over 70's in learning disability day Services (ASCODR 2)</p>	<p>The latest review on week beginning 28 December 2020 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020-2021. The ambition is to open all our Older Adults day services in a phased approach.</p> <p>Based on current Government guidelines and following advice from our legal services; by re-opening four day services in phase one to small groups of people; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England) (No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020. We continue to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021. We are currently working on ensuring that the locations where possible to open further day centres in phase 2 meet robust Covid secure requirements.</p> <p>The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.</p> <p>Following a prioritisation exercise for reopening centres in phase 1; a number of those offered a place who had been assessed as highest priority declined in some areas, thus allowing for places to be additionally offered to those assessed as moderate risk. We will need to revisit prioritisation according to people's changing needs in phase 2 reopening.</p>
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	<p>We discussed with all who planned to attend in phase 1 that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, (<i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020,</i>) there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others. We will revisit this advice with people within the phase 2 offer.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered. • Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
<p>Closure of building based Day Centres for people with a Learning Disability (ASCODR 3)</p>	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 28 December 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020-2021.</p> <p>A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.</p>

Based on advice from our legal services; by opening some day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering:

https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf

A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We continue to work with colleagues in health and safety and Public Health in order to be able to open additional centres shortly.

The work we continue to do to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, Government guidance will allow for no more than 15 service users on any day to access individual services unless in separate 'bubbles' of 15 using separate areas of a building with separate facilities. This may be possible at some of the larger centres.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- In addition to the small number of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).
- A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
<p>Cessation of planned respite breaks services for Older Adults and people with a Learning Disability (ASCODR 4)</p>	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 28 December 2020 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>Currently officers remain working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans have been offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
<p>Fire Risk Mitigation Work (ASCODR 6)</p>	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p>

	<p>The latest review on week beginning 28 December 2020 notes that all of the phase 1 and 2 work has been completed except for the following:</p> <ul style="list-style-type: none"> • Goyt Valley House where compartmentation work will be completed by 08 January 2021; • Rowthorne where fire doors are now due for completion the 2nd week in January 2021; • Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home). <p>The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these took place on 15 December 2020. There are still some areas outstanding for clarification which we are working with Health and Safety Colleagues to rectify. We will be revisiting the risk evaluation on 5 January 2021 when it is anticipated that all additional information requested is complete. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required.</p> <p>There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Financial Charging	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 28 December 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however</p>

	<p>we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. This position continues to remain unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
<p>Shared Lives carers additional payments</p>	<p>This has been reviewed on twenty-one occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 28 December 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to the day centres. This position remains unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>

3. Feedback from Principal Social Worker

The Principal Social Worker has been engaged and consulted with over the initial decisions and has reviewed these latest updates. The Principal Social Worker is satisfied that the original decisions have been made with due regard for the Department of Health and Social Care Ethical Framework. Where

appropriate Care Act easement guidance has been considered and formed part of the decision-making process. The Principal Social Worker is aware of the review processes in place.

4. Financial Considerations

As part of the urgent officer decision-making process, regard has been had to financial implications and these are detailed where appropriate on the original Officer Decisions.

5. Human Resources Considerations

As part of the urgent officer decision-making process, regard has been had to human resources implications and these are detailed where appropriate on the original Officer Decisions.

6. Legal Considerations

The reviews of the Officer Decisions made under powers delegated to officers in accordance with the Constitution have ensured that timely consideration is given to the necessity and proportionality of the continuation of those actions outlined in the Officer Decision Records.

The Council's Constitution provides that "notwithstanding any other provision of the Constitution Strategic Directors shall have the power, after discussion, if practicable, with the Leader of the Council or the relevant Cabinet Member or Chair, to take such actions deemed to be necessary and expedient in matters requiring urgent consideration and which, because of the timescale involved, or the need to safeguard the interests of the County Council, cannot be dealt with by submission to the next following meeting of the Council, Cabinet, Cabinet Member or Committee."

The preparation of an Equalities Impact Assessment in relation to all the Officer Decisions made using urgent delegated powers has been undertaken and will continue to inform decision making.

7. Equality implications

As part of the urgent officer decision making process, regard has been given to equality implications within the demand time scales applying. A consolidated Equality Impact Assessment is in development and was reported to the 4 June 2020 Cabinet meeting. Specific EIAs in relation to the decisions that affect visiting restrictions at older people's care homes, the closure of day centres and the closure of respite provision have been developed alongside a more comprehensive covering report.

8. Other Considerations

In preparing this report the relevance of the following factors has been considered: Social Value, Human Rights, equality of opportunity, health, environmental, transport, property, social value and crime and disorder considerations.

9. Background Papers

- Officer Decision Records considered by Cabinet on 23 April 2020, 14 May 2020 and 4 June 2020 and published on the county council website.
- Officer Decision Record considered by Cabinet Member 25 June 2020 and published on the county council website.
- Decision making process during Covid Epidemic – report to Cabinet 4 June 2020
- Review of urgent officer decisions taken to support COVID-19 Response – report to Cabinet Member 11, 25 June and 9 and 24 July 2020.
- Cabinet Report - 30 July and associated Equality Impact Assessments
- Equality Impact Analysis – Urgent decisions in relation to council services, functions and assistance

10. Key Decision

As indicated in reports

11. Is it required that the Call-in period be waived in respect of the decisions being proposed within this report?

No

12. Officer's Recommendation

The Cabinet Member for Adult Social Care and Health is asked to:

- i. Note the review of decisions made under urgent delegated powers arising from the COVID-19 Pandemic; and
- ii. Note that future review decisions will be made on a fortnightly basis by the Cabinet Member for Adult Care.

Helen Jones
Executive Director – Adult Social Care & Health
County Hall
Matlock

Appendix 1 – Copy of Officer Decision Records

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Residential Care	
Subject of Decision: (i.e. services affected)	Adult Social Care Residential Homes for Older People, closure to visitors
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of the decision taken on 20 March 2020
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	Decision taken on 20/3/20 to cease to allow general visits from friends and family. Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision)	Government advice at the start of the pandemic advised that people aged 70 and over were required to self –isolate. The expectation of further advice from government as to implications for care homes was anticipated, but with none arriving to inform this initial decision. The advice in March from the Director of Public Health (DPH) and the written guidance updated on 20/3/2020 and the interpretation provided by the DPH, from advice he had received from Public Health England is

<p>Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	<p>that the words “strongly advised” meant, that we should I put visiting restrictions to homes for older people in place.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>We considered keeping the homes open to restricted visitors (friends and families only), but this seemed insufficient in the light of the guidance and advice received. We considered further social distancing measures. These were to be a letter, to friends/ relatives advising them of the risks, asking them to consider their position and reminding them of hygiene and social distancing measures and the potential to visit outside of the home. This was in fact the position agreed at the 8.30 meeting on the 20/2/2020, however, we reverted subsequently after the advice from the DPH and formally changed the decision at a specially reconvened ASC Gold later in the day. Minutes of both meetings are available.</p>
<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>A risk assessment was not undertaken as the decision was taken urgently in response to national guidance issued by the Government in relation to the COVID-19 Pandemic. Subsequently some adverse impacts have been identified and these have been mitigated against – e.g. by ensuring all DCC HOPs and CCC’s have access to Skype technology so family members can keep in touch.</p> <p>Further mitigations have now been developed to allow visiting to take place in prescribed and limited circumstances as detailed in the SMT update section to this ODR. This reflects changing government guidance both in relation to the easing of the lockdown from 4 July 2020 (which does permit limited contact with other people, but with the importance of keeping your distance from people not in your household) and guidance issued on 22 July 2020 on visiting care homes during coronavirus. From 6 July structured, scheduled visits can now take place outdoors (where possible). This will continue to be reviewed regularly to take account of the local and national circumstances and any further revised guidance. A quick decision may be required in the</p>

	<p>event of a second spike or localised outbreak to retract these arrangements and return to restricting all visits to residential care homes.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, this decision would have been subject to consultation as it would potentially adversely impact on family members, carers and friends of the individual in the home, as well as the person living in the care establishment. This decision had to balance the need to consult with the increased risk to vulnerable groups. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>The decision will have had an impact on the people accessing care; their families and carers and staff employed to provide direct care services. The temporary restrictions to the service, brings with it the potential for further risks to those currently using and those needing the service, since it will be more difficult in some ways to monitor well-being, and identify changes in needs, without the fundamental role family and friends provide in advocating on behalf of, and interpreting the needs of their loved ones. It is also likely to be the case that many of those who visit their loved ones and friends within our care homes may be less likely to be connected digitally, so the usual alternative means of providing services, is available to a lesser degree.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>The guidance which initially supported the decision is: https://www.gov.uk/government/publications/covid-19-guidance-on-social-distancing-and-for-vulnerable-people/guidance-on-social-distancing-for-everyone-in-the-uk-and-protecting-older-people-and-vulnerable-adults</p> <p>Revisions have been made to the visiting arrangements following the publication of this guidance: https://www.gov.uk/government/publications/staying-</p>

	<p><u>alert-and-safe-social-distancing/staying-alert-and-safe-social-distancing-after-4-july</u></p> <p>Further revisions have been made to the visiting arrangements following the publication of this guidance on 22 July 2020:</p> <p><u>https://www.gov.uk/government/publications/visiting-care-homes-during-coronavirus</u></p> <p>Further revisions can be made with immediate effect to the visiting arrangements should local infection levels rise; in accordance with the publication of this plan on 18 September 2020:</p> <p><u>https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021</u>.</p> <p>Feedback on original Officer Decision:</p> <p>Principal Social Worker</p> <p>The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied this decision has been informed by Government advice for residential care and supported living guidance which states:</p> <p>‘How care homes can minimise the risks of transmission?’</p> <p>Care home providers should stop all visits to residents from friends and family. Medical staff and delivery couriers can still visit, but you should leave a hand sanitiser by the entrance and ask them to wash their hands as soon as they enter the building.’</p> <p>The Principal Social Worker is satisfied that the decision maker has shown due regard for balancing the impact on Human Rights Act Article 8, Care Act 2014 Wellbeing Principle and the Department of Health and Social Care Ethical Framework when reaching this decision.</p>
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	<p>All Adult Social Care homes have been issued with a laptop and staff are supporting remote contact with family and friends via technology including telephone, videos, email and Skype so that essential family contact and links are maintained. All residents have person centred support plans and personal service plans that identify important others and contingency plans developed to ensure contact is promoted.</p> <p>Finance There are no additional costs associated with this decision.</p> <p>Human Resources</p> <p>Legal Decision is not time limited – would be beneficial to indicate a review date.</p> <p>Response: This decision will be reviewed every two weeks by SMT as part of RODR process and this will be referenced in Cabinet Report as mitigation</p> <p>Decision has HR implications (Article 8 – family life) report should detail how these rights have been balanced and how residents might be supported in having contact with friends and family, otherwise than direct contact.</p> <p>Response: This is referenced via mitigations provided via Skype and it is acknowledged that this an issue, however it is felt important in the current climate that this has to be balanced against an individual's wellbeing and the risks to a person's health if visiting is permitted within a home increasing chances of transmission of the disease.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>This took place with Cllr Wharmby by phone on 20 March 2020. Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>,</p>

	<p><u>24/07/2020 and 6/08/2020, 03/09/2020, 17/09/2020, 1/10/2020, 15/10/2020, 29/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021</u></p>
Decision:	<p>To close all DCC residential homes with immediate effect on 20/3/2020 and to advise independent sector homes of our position and expectation.</p> <p>SMT review: 22/04/2020 - Social distancing requirements still in place and therefore need to maintain position. The national guidance now states there is a requirement to allow family members to visit loved ones at the end of life which is being delivered locally. Video calling arrangements are in place and has been positively received. SS is to provide clarity on end of life procedures across all establishments.</p> <p>Review by SMT 6/05/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as social distancing requirements are still in place and therefore it is important DCC maintains this position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk of COVID-19.</p> <p>Feedback from staff working in Derbyshire County Council operated residential care homes informed the original decision as some individuals were becoming anxious about the on-going visits from relatives and the risk that posed to individuals living in the home. This remains a concern amongst operational teams in relation to infection control. Nationally, it is recommended that visiting restrictions are in place for care homes due to concerns about the prevalence of the disease in these settings.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally. Direct Care staff are developing a consistent approach to end of life visiting arrangements to facilitate the implementation of this national guidance. We have ensured that each DCC home has video calling facilities to allow family members to keep in regular contact with people living</p>

	<p>in a DCC residential care establishment and this has been received positively received.</p> <p>We have also informed PVI Sector homes of this ongoing position to inform their decision making.</p> <p>Review by SMT 21/05/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as social distancing requirements are still in place and therefore it is important DCC maintains this position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk of COVID-19.</p> <p>Review by SMT 4/06/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p> <p>As a result of the latest changes to social distancing arrangements introduced by the Government this week officers are exploring how visiting restrictions can be relaxed to enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained. This work will be undertaken in conjunction with Health and Safety and Public Health colleagues to ensure any relaxing of the current arrangements are undertaken in a way that continues to minimise the risk to all parties of infection spread. The outcome of this work will be reported to Cabinet Member and will inform changes to visiting restrictions moving forward.</p> <p>Review by SMT 11/06/2020: Hold position as PVI sector currently more broadly is not seeking to relax visiting as a potential risk to the residents in the home</p>
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	<p>in terms of infection prevention control. Officers to undertake a piece of work scoping of what might be possible and under what circumstances.</p> <p>Review by SMT 18/06/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p> <p>As a result of the latest changes to social distancing arrangements introduced by the Government this week officers are exploring how visiting restrictions can be relaxed to enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained. This work will be undertaken in conjunction with Health and Safety and Public Health colleagues to ensure any relaxing of the current arrangements are undertaken in a way that continues to minimise the risk to all parties of infection spread. The outcome of this work will be reported to Cabinet Member and will inform changes to visiting restrictions moving forward.</p> <p>Review by SMT 2/07/2020: It is considered necessary to continue with general visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p>
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	<p>As a result of the latest changes to social distancing arrangements introduced by the Government officers a range of prescriptive visiting arrangements that enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained has been developed and will be implemented.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the position has been revised so that whilst general visiting restrictions need to remain in place, temporary arrangements have been put in place to enable short visits to take place by family members in homes that have no cases of COVID-19 Guidelines have been developed and these will continue to be reviewed in line with national guidance and reflect the change in Government guidance on 4 July which still encourages those in the shielding cohort or with an underlying health condition to strictly observe social distancing measures and limit contact with people outside of their household. The newly announced testing for Care Home residents (every 28 days) and staff (every week) may impact on the ability to facilitate these visits i.e. if positive test results are returned.</p> <p>Review by SMT 30/07/2020 notes: that local guidelines which have been developed are being reviewed so that they are in line with guidance issued by central government on 22 July which outlines an enhanced role by the Director of Public Health in terms of ensuring visiting guidelines are robust and risk assessed. We will be seeking to reflect this recommended best practice within visiting arrangements at residential homes for older people and also working with the private, voluntary and independent care home sector across Derbyshire to ensure they also put appropriate arrangements in place.</p> <p>Review by SMT 12/08/2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance.</p>
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	<p>These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>Review by SMT on week beginning 24 August 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health,</p>
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	<p>explaining their enhanced role in relation to care homes.</p> <p>Review by SMT on week beginning 7 September 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response public health advice last week which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example a friend may visit one week and a son/ daughter the next week where this is appropriate and in accordance with the residents wishes.</p>
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	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/ daughter the next week where this is appropriate and in accordance with the residents wishes.</p>
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	<p>There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/ daughter the next</p>
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	<p>week where this is appropriate and in accordance with the residents wishes.</p> <p>An additional letter has been sent to all Care Home visitors and Managers on the 28 September 2020 from Dean Wallace Director of Public Health stating that restrictions remain unchanged at this current time, however are subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Review by SMT on week beginning 19 October 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of</p>
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	<p>residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/daughter the next week where this is appropriate and in accordance with the residents wishes.</p> <p>An additional letter has been sent to all Care Home visitors and Managers on the 28 September 2020 from Dean Wallace Director of Public Health stating that restrictions remain unchanged at this current time, however are subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction has now been instigated in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice as advised in a further letter sent from Dean Wallace, Director of Public Health on 13 October 2020. This is due to the</p>
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	<p>infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020 and will take account of the Adult Social Care: COVID Winter Plan 2020-2021.</p> <p>Review by SMT week beginning 2 November 2020 notes that on the 28 September 2020 a letter from Dean Wallace Director of Public Health stated that restrictions remain unchanged at this current time, however these were subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction was instigated by Dean Wallace, Director of Public Health through a letter on 13 October 2020. in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice due to the infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>On the 20 October this was followed by a further letter from Dean Wallace, Director of Public Health outlining the above restriction and due to the raising infection rate further recommended cessation of face to face visiting across the whole of Derbyshire. This recommendation is likely to be impacted further as national guidance develops this week.</p>
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	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that on the 28 September 2020 a letter from Dean Wallace Director of Public Health stated that restrictions remained unchanged at that time, however these were subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction was instigated by Dean Wallace, Director of Public Health through a letter on 13 October 2020. in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice due to the infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>On the 20 October this was followed by a further letter from Dean Wallace, Director of Public Health outlining the above restriction and due to the raising infection rate further recommended cessation of face to face visiting across the whole of Derbyshire. This recommendation is likely to be impacted further as national guidance develops. Subsequently the whole of England has entered a further lockdown on 5 November 2020 for an initial 4-week period.</p> <p>Derbyshire County Council homes have continued to follow national guidance and are now developing plans for 'closed window visits' in accordance with the</p>
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local Director of Public Health's advice. Some homes have started these, and some require further work. The environment and layout in some homes does prohibit this. A review is being undertaken on all homes that will struggle to provide an isolated safe internal space to facilitate indoor visits (once permitted again), therefore as part of this review, we will work with our property team to look at options for the supply and instillation of screens in designated visiting rooms.

Once restrictions are lifted, in order to ensure visitors conform to infection control procedures, visits are sensitively supervised and the risk assessment and guidance provided to family Carers is clear that hand washing/ sanitising must take place on entry/exit to the home and that PPE must be worn.

Our guidance currently states that once face to face visits are allowed; touching should be kept to a minimum. The government's latest guidance states that social distancing must be maintained, but also that consideration should be given to the availability of additional PPE (such as gloves and aprons) if social distancing is difficult to maintain. We anticipate this would be considered in end of life situations and will be reviewing our current guidance and risk assessments to reflect that.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020

Review by SMT week beginning 30 November 2020 notes that following the first phase of the Covid-19 Pandemic and the original decision to cease all face to face visits in Care homes, on the 20 October 2020 this was followed by further correspondence from Dean Wallace, Director of Public Health reinforcing additional restrictions due rising infection rates across the County. Cessation of face to face visiting across the whole of Derbyshire was once again instigated following a brief period of visits being supported. Subsequently The whole of England entered further lockdown on 5 November 2020 for an

	<p>initial 4-week period. Local restrictions from Public Health allow only for closed window visits at this current time due to several outbreaks of Covid-19.</p> <p>When the local Director of Public Health's restrictions are lifted to enable visits to take place once more, should a further outbreak occur; Public Health will once again advise that the home should rapidly move to stop indoor contact visiting. This is with the exception of specific circumstances such as at the end of life, in order to protect vulnerable residents, staff and visitors. These restrictions could continue until such time it is understood that an outbreak has been brought under control and the care home has recovered. The decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team if this occurs.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p> <p>Review by SMT week beginning 14 December 2020 notes that the decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team if this occurs. Whilst this remains in place having moved out of the second full lockdown into tier 3 in Derbyshire on 02 December 2020, visitor testing will be a further safety measure as and when homes do re-open to visitors. We plan to roll out visitor testing via lateral flow tests (fast-track testing) once relatives can visit again. A letter has been sent to relatives discussing both this development and the roll out programme of Covid-19 vaccinations across care homes on 02 December 2020 from Derbyshire County Council Adult Social Care and Health.</p> <p>We will update our visitor guidelines in due course and make the necessary preparations to ensure our homes are equipped to facilitate visits safely as and when appropriate to do so following advice from Public Health locally using the tests in accordance with national guidance.</p>
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	<p>The national plans to roll out the Covid-19 vaccination programme are progressing rapidly. At this stage we do not have an exact date for the launch of the programme although we anticipate the roll out of the vaccine will commence in the coming few weeks. The Council is awaiting further information from health colleagues about the implementation of the programme across care homes in Derbyshire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.</p> <p>Review by SMT week beginning 28 December 2020 notes that notes that following the first phase of the Covid-19 Pandemic and the original decision to cease all face to face visits in Care homes, on the 20 October 2020 this was followed by further correspondence from Dean Wallace, Director of Public Health reinforcing additional restrictions due rising infection rates across the County. Cessation of face to face visiting across the whole of Derbyshire was once again instigated following a brief period of visits being supported. Local restrictions from Public Health allow only for closed window visits at this current time due to several outbreaks of Covid-19. The decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team when the Covid-19 infection rate comes under control. Whilst restrictions to visiting remain in place having moved out of the second full lockdown into tier 3 in Derbyshire on 02 December 2020, visitor testing will be a further safety measure as and when homes do re-open to visitors.</p> <p>We plan to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing). Letters from Derbyshire County Council Adult Social Care and Health have been sent to relatives discussing this development in addition to the roll out programme of Covid-19 vaccinations across care homes; and the measures we are taking with colleagues in property services to facilitate safe visiting spaces on 2 and 18 December 2020.</p>
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	<p>The national plans to roll out the Covid-19 vaccination programme are progressing rapidly. At this stage we do not have an exact date for the launch of the programme although we anticipate the roll out of the vaccine will commence in the coming few weeks. The Council is awaiting further information from health colleagues about the implementation of the programme across care homes in Derbyshire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Simon Stevens 20/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – Older Adults Day Centres
Is this a review of a decision? If so, what was the date of the original decision?	Yes, original decision was taken on 20/03/2020
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>Closure of Older Adults Day Centres with effect from 5pm on 20/03/2020. Cessation of service delivery for people aged over 70 in LD Day Services with effect from 5pm on 20/03/2020</p> <p>Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.</p>
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	<p>Government and PHE advice in relation to reducing the risk of infection spread in relation to COVID-19 states that those over 70 should self-isolate and from 4 July should seek to minimise contact with people from other households.</p> <p>As the vast majority of users of our older adult's day centres are over 70 years old it is not possible to continue to operate those services as individuals self-isolate to adhere with social distancing requirements.</p> <p>Although there are small numbers of people aged under 70 attending the centres they are also likely to fall into the category of having an underlying</p>

	<p>'high risk' health condition that means they are advised to strongly adhere to social distancing guidelines and reduce contact with others outside of their household.</p> <p>To support the Government guidance for people aged 70 and over to self-isolate and maintain social distancing it is appropriate that our day centres for older adults remain closed and we avoid bringing groups of six or more people together in a closed environment.</p> <p>Similarly we need to cease the attendance for those aged over 70 attending out learning disability day services so that we can follow Government guidance and protect those individuals, other service users and staff from increased risk.</p> <p>From 4 July onwards it is considered appropriate to maintain this position as individuals are advised to limit contact with other people and social distancing measures need to be maintained.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>All individuals have been assessed in relation to ongoing alternative support to enable them to manage without their day centre service. Monitoring of the wellbeing of individuals will also be undertaken during the closure period. Additional support is being offered to Carers where appropriate.</p> <p>From 4 July onwards consideration is being given to linking in with local community activity created by the Community Response Hub, technology solutions and outdoor activities as alternative forms of provision for individuals where this is appropriate.</p>
<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite if appropriate and alternative arrangements are being considered.</p>

	<p>These risk assessments are being reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures are eased.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, it would have been subject to consultation with service users. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>An Equality Impact Analysis has been undertaken and identified that the decision will have had an impact on both older people and their families and carers. This EIA was completed on 30 June and is being kept under review.</p> <p>The temporary suspension of the service, and the ongoing assessment of older people's care packages brings with it the potential for further risks to those who were attending the service. However, this risk needs to balance with the risk of infection from COVID-19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular reviews, and where appropriate care packages have been adjusted to accommodate the temporary closure of the building-based day services. The Community Response Unit, established by the County Council and a range of voluntary organisations and local businesses, has also been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.</p>

	<p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>The Council continues to review the access restrictions imposed on all its buildings in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Staff have been temporarily redeployed to support other service areas responding to the COVID-19 pressures</p> <p>Feedback in relation to original Officer decision</p> <p>Legal Decision is not time limited, if the issue persists in the longer term then report would be beneficial to highlight longer term strategy to manage the needs of the affected cohort.</p> <p>Response: Two-week review process is now in place and captured on RODR pro forma</p> <p>ODR indicates that individual assessments are to be undertaken to ensure affected person receive the support necessary – update and assurance could be given in the report to confirm timescales and outcomes for these assessments</p> <p>Response: This will be detailed in Cabinet report and RODR document, but reviews have taken place and are being actively reviewed by P&P teams every two weeks. If appropriate following an initial RAG rated assessment social work teams are contacting some individuals on a daily basis to check there is no significant change in their circumstances that may require consideration and mitigation.</p>

	<p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the Government's guidance about social distancing, full consideration has been given to contingency discussions and planning for alternative support evidenced by the statements:</p> <p>'All individuals will be assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.'</p> <p>'Monitoring of the wellbeing of individuals will also be undertaken during the closure period.'</p> <p>Co-funding contributions will be suspended for people whose only service is day care but will continue for people who access other community-based services.</p> <p>Finance It is estimated that the department will lose approximately £2,800 per week in co-funding contributions. This loss of income will be met from the COVID-19 Emergency Grant.</p> <p>Human Resources Staff will be temporarily redeployed to support other service areas responding to the COVID-19 pressures.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion with Cllr Jean Wharmby on 19/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>09/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>,</p>

	<u>29/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021</u>
Decision:	<p>Agreed Review agreed by CMT 7/04/2020 and SMT 08/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>Review by SMT 4/06/2020, 11/06/2020, 18/06/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance that prohibits people from meeting indoors in large groups. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>Officers are actively scoping options to see whether individuals who would normally attend a</p>

	<p>day centre can be offered alternative provision which would involve activities based outdoors in line with current social distancing requirements. This needs to be considered on a case by case basis in order to take into account a range of factors specific to an individual that may dictate whether this is feasible as individuals in the shielded group have greater restrictions still in place.</p> <p>Review by SMT 2/07/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance that prohibits people from meeting indoors in large groups.</p> <p>Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p> <p>Consideration is being given to linking in with local community activity created by the Community</p>
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	<p>Response Hub, technology solutions and outdoor activities as alternative forms of provision for individuals where this is appropriate.</p> <p>Review by SMT 16/07/2020: following ongoing work by officers the current position is that building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. <p>Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Review by SMT 30/07/2020: The latest review notes that a steering group is continuing to develop a plan for the re-opening of day centres. Initial work has included a desktop-based risk assessment and ranking of establishments to identify which could potentially open as part of a phased-approach; and working with voluntary sector providers to share learning around their experiences of safe re-opening.</p>
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Whilst this work is ongoing the current position is that building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service.

Review by SMT 12/08/2020: noted that a steering group is continuing to develop a plan for the re-opening of day centres. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. A comms plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.

Whilst this work is ongoing the current position is that building-based day services will remain closed due to the national government guidance

	<p>advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service. <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers.</p> <p>The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p>
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	<p>Review by SMT on week beginning 24 August 2020 notes that a steering group is continuing to develop a plan for the re-opening of day centres. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. A comms plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.</p> <p>Whilst this work is ongoing the current position is that the majority of building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household. However, options are being explored with the potential of opening three-day service buildings for Older Adults and three day service buildings for people with a Learning Disability across the County. The aim if possible is to open these by 4 October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for 35% capacity to run. Adult Social Care is working very closely with the private, voluntary and independent sector to establish what an offer of community outreach could look like for those who are unable to be accommodated within the building-based capacity. The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
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	<ul style="list-style-type: none"> • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service. • A hub has now been created with the aim of assisting the development of plans to maximise our offer of support taking into account the restrictions and guidance still in place. Once plans are finalised staff can be redeployed effectively. <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers.</p> <p>The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p> <p>Review by SMT on week beginning 7 September 2020 notes that a steering group is</p>
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	<p>continuing to develop a plan for the re-opening of day centres.</p> <p>Social distancing, even with the current relaxations, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed, with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment.</p> <p>A communication plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.</p> <p>Options are being explored with the potential of opening three-day service buildings for Older Adults The aim, if possible, is to open these by early October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity and the co-dependency of transport arrangements. We are going to write to all people and / or their family/ carers who accessed this service historically to explain this work with the letters arriving with people during week of 7 September 2020.</p>
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The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.

Review by SMT on week beginning 21

September 2020 notes that a steering group is continuing to develop a plan for the re-opening of day centres. Currently work is underway in order to get day services open as soon as is safely possible to do so. The aim is to open three by the beginning of November with the rest following shortly after. This is of course subject to any local changes due to the ongoing pandemic.

Social distancing will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.

Many of the buildings used as day centres have not been designed, with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.

A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment.

	<p>A communication plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening if and when this is permitted and safe to do so.</p> <p>Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, the plan being explored would allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity and the co-dependency of transport arrangements.</p> <p>Communications planned to be published week of 7 September 2020, including letters, had been paused whilst clarification was sought on the implementation of the new Laws arising from the introduction of the 'rule of six', which we now know day services are exempt from.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that</p>
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	<p>Three day centres are being considered in the first phase.</p> <p>Property Services and Health and Safety are working towards the buildings being “Covid” compliant by October, but it is likely to be some weeks after that before we can safely have people using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work</p>
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with representatives from voluntary sector providers to share learning around their experiences of safe re-opening if and when this is permitted and safe to do so.

Letters were sent out on Monday 28 September 2020 to people who use day services and their carers stating our plan to re-open 3-day service facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise will commence week beginning 5 October 2020.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

Review by SMT 19 October 2020 notes that: a steering group is continuing to develop a plan for the re-opening of day centres. This review has account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.

Three-day centres are being considered in the first phase. Property Services and Health and Safety are working towards the buildings being "Covid" compliant by October, but it is likely to be some weeks after that before we can safely have people

	<p>using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples ; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening and to ensure capacity across Derbyshire.</p> <p>Letters were sent out on Monday 28 September 2020 to people who use day services and their</p>
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	<p>carers stating our plan to re-open 3-day service facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise has commenced and will be completed by the end of October.</p> <p>Queen's Court and Shirevale have both been signed off as COVID -19 secure with Ambervale requiring one further risk assessment due to the day centre being a component of the residential unit. However, exploration is now needed to explore the impact of Tier 2 and Tier 3 local restrictions on these arrangements.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>A prioritisation exercise has commenced and is now completed in several areas. Plans are in place to re-open Queen's Court and Shirevale by mid-November.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Three-day centres are being considered in the first phase. Queen's Court; Shirevale and Ambervale which have been signed off as COVID -19 secure. Work is underway to also open Jubilee which operates in conjunction with Queens Court as 1 service over 2 locations to account for the rurality in the north of the County.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are</p>
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	<p>being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. However recent Government guidance now only allows for 15 people at any one time, exclusive of staff.</p> <p>We are also exploring transport which has also seen a significant reduction in capacity. With transport there are also now additional rigorous cleaning regimes which must be in place for infection control. There are also interdependencies with ensuring children and young people with disabilities can attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening and to ensure capacity across Derbyshire. It may be possible to access private and voluntary sector provision if after the prioritisation exercise; there is an indication that there are more individuals who are deemed to be at the highest priority need to re-access a service than what restrictions allow to be provided for in-house.</p> <p>Letters were sent out on Monday 28 September 2020 to people who use day services and their carers stating our plan to re-open 3-day service</p>
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	<p>facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise has commenced and is due to be completed week beginning 09 November 2020. Plans are in place to aim for opening the above 3 services with the addition of Jubilee in the High Peak during November 2020.</p> <p>Based on advice from our legal services; by opening the above day services to small groups of people; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding them of the risks and the judgment that they must make whether to continue to attend the service or not.</p> <p>Given several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend, or it is deemed not in their best interests to attend; their place will be held for this period of time.</p>
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The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.

Review by SMT week beginning 30 November 2020 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.

Based on current Government guidelines and following advice from our legal services; by opening the above day services to small groups of people; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering:
https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

Three-day services (across four locations) are being re-opened in the first phase of opening centres. Queen's Court with Jubilee; Shirevale and Ambervale which have been signed off as COVID -19 secure. It was anticipated that these services would re-open with reduced numbers of people attending during the week beginning 30 November 2020, but due to revised arrangements

	<p>concerning safe transport of people who might become symptomatic during a session, these services are now due to reopen week beginning 7 December 2020.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are putting in place safe systems of work around making sure that transport to and from the day services is Covid safe, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work and letters were sent out to those people on Monday 28 September 2020 informing them of our re-opening plans.</p> <p>To note a number of those offered a place who have been assessed as highest priority have declined in some areas thus allowing for places to be additionally offered to those assessed as moderate risk.</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding Service Users and Carers of the risks and the informed decision that they must make whether to continue to attend the service or not.</p>
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Given that several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend, or it is deemed not in their best interests to attend; their place will be held for this period of time.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale which have been signed off as COVID -19 secure. The intention is to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021.

The work we have done to prepare for this has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently looking like only 35% of people

who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.
- Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

Review by SMT week beginning 28 December 2020 notes that notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021. The ambition is to open all our Older Adults day services in a phased approach.

Based on current Government guidelines and following advice from our legal services; by re-

	<p>opening four day services in phase one to small groups of people; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020. We continue to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021. We are currently working on ensuring that the locations where possible to open further day centres in phase 2 meet robust Covid secure requirements.</p> <p>The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.</p> <p>Following a prioritisation exercise for reopening centres in phase 1; a number of those offered a place who had been assessed as highest priority declined in some areas, thus allowing for places to be additionally offered to those assessed as moderate risk. We will need to revisit prioritisation according to people's changing needs in phase 2 reopening.</p> <p>We discussed with all who planned to attend in phase 1 that have health conditions which mean they are clinically vulnerable and clinically</p>
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	<p>extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, (<i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020,</i>) there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others. We will revisit this advice with people within the phase 2 offer.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered. • Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Simon Stevens 20/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – Learning Disability Day Services
Is this a review of a decision? If so, what was the date of the original decision?	Yes, original decision date was 23/03/2020.
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>Closure of building based Day Centres for people with a Learning Disability with effect from 5pm on 23/03/2020.</p> <p>This will mean the closure of DCC run day centres for people with a day service and advice to PVI services that operate in large groups using a building base to close.</p> <p>Other PVI day services that operate in small groups outside and through one to one activity with personal assistance are not at this time being advised to close.</p> <p>Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.</p>
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council	In order to adhere to Government guidance, we need to close our day centres for people with a learning disability and avoid bringing groups of people together in a closed indoor environment where social distancing may not be able to be effectively maintained.

<p>policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>At the start of lockdown, we tried to deliver the service using opportunities to do this in a way that enable social distancing, but this has not proven sustainable.</p> <p>All individuals have been assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.</p> <p>Monitoring of the wellbeing of individuals will also be undertaken during the closure period.</p> <p>From the 17 April, it was agreed that the limited operation of two day centres would take place to support people with complex needs has been considered and approved as appropriate risk mitigation to prevent placement breakdown and reduce the probability of hospital admission.</p> <p>As lockdown measures are eased from 4 July onwards, the following measures are being considered as alternatives if appropriate for the individual.</p> <ul style="list-style-type: none"> • digitally • phone calls to Service users or there their carers • Activity packs to do at home • Shopping • Newsletters, Support letters and photographs • Some farms were offering and delivering food packs to service user's doors and into the local community. <p>Some private, voluntary and independent sector services have continued to provide alternative provision to support families and carers.</p>

<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite if appropriate and alternative arrangements are being considered.</p> <p>These risk assessments are being reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures are eased.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, it would have been subject to consultation with people who access DCC day service provision. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p> <p>From 4 July as lockdown measures eased, the intention within Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/ carers, recognising that fewer people will be able to attend a building-based offer on a daily basis and this should be reserved for those most at risk of carer breakdown and those with the highest level of need.</p>

<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>The original decision was taken in response to guidance published by the Department for Health and Social Care concerning the high-risk groups of people who should self-isolate for 12 weeks, and the adhere to the 2-metre social distancing.</p> <p>The decision will have had an impact on both people with a learning disability and their families and carers. The temporary suspension of the service, and the ongoing assessment of people's care packages brings with it the potential for further risks to those who were attending the service. However, this risk needs to balance with the risk of infection from COVID 19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular reviews, and where appropriate care packages have been adjusted to accommodate the temporary closure of the building-based day services. A temporary day service is being provided by the Council for some people living with complex learning disabilities where it was felt appropriate to continue to provide that service. This has been done in accordance with Government guidelines concerning social distancing, use of PPE and infection control measures.</p> <p>An EIA was completed on 30 June and is being kept under review.</p> <p>The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.</p> <p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre</p>
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	<p>provision being closed and carers emergency plans are being offered.</p> <p>Whilst the Council continues to review the access restrictions imposed on all its buildings, in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people, it is not expected that building-based services will be returning as previously provided prior to COVID-19.</p> <p>A programme group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and will report back to Cabinet with a position that will update/ override this ODR and put longer term arrangements in place.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Feedback in relation to original Officer decision</p> <p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the Government's guidance about social distancing, full consideration has been given to contingency discussions and planning for alternative support evidenced by the statements:</p> <p>'All individuals will be assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.'</p> <p>'Monitoring of the wellbeing of individuals will also be undertaken during the closure period.'</p> <p>Co-funding contributions will be suspended for people whose only service is day care but will continue for people who access other community-based services.</p>

	<p>Finance It is estimated that the department will lose approximately £5,000 per week in client contributions. This loss of income will be met from the COVID-19 emergency grant.</p> <p>Human Resources Staff will be temporarily redeployed to support other service areas responding to the COVID-19 pressures.</p> <p>Legal The Council has powers in accordance with s1-6 of the Localism Act 2011 to do that which will be to the 'benefit of the authority, its area or persons resident or present in its area'. The proposed benefit of this action is to support the reduction in COVID-19 infections and reduce the transmission of the virus. Due to the timescales involved it has not been possible to consult affected persons but arrangements have been put in place to assess those current service users who will be impacted by the decision and to ensure that they are provided with alternate support should this be required. An evaluation of the risks of this course of action and the mitigation of these risks and an EIA are being undertaken.</p> <p>The decision is a proportionate and reasonable response to COVID-19 risks. The suspension of this service type, in isolation, where other services will continue on a business as usual basis is possible applying flexibilities under the Care Act 2014. It represents a Stage 2 decision as set out within the Care Act easements: Guidance for local authorities</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion between Helen Jones and Cllr Jean Wharmby on 23/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>,</p>

	<p><u>17/09/2020, 1/10/2020, 15/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021</u></p>
Decision:	<p>Agreed by CMT 23/03/2020</p> <p>Review agreed by CMT 7/04/2020 and SMT 08/04/2020</p> <p>Review by SMT 17/04/2020 proposal to utilise two learning disability day service buildings during COVID-19 outbreak was agreed.</p> <p>Review by SMT 22/04/2020, 21/05/2020, 6/05/2020, 4/06/2020, 11/06/2020, 18/06/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre.</p> <p>Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>For clients with a complex learning disability, where appropriate, individual arrangements have been put in place to ensure there is an alternative day service provision and this is in place to prevent placement breakdown or avoid hospital admission.</p> <p>Review by SMT 2/07/2020: it is considered necessary to keep the closure of day centre provision in place.</p> <p>Everyone who attended a day service has been assessed, contingency plans put into place, with these being reviewed on a two-weekly basis to ensure social care need is being met. A very small</p>

number of adults with learning disability have continued to access some building-based support to prevent family breakdown. This has been complex to manage and has required significant risk assessments to be in place.

Some private, voluntary and independent sector services have continued to provide alternative provision to support families and carers.

A variety of the alternative support being delivered is:

- digitally
- phone calls to Service users or there their carers
- Activity packs to do at home
- Shopping
- Newsletters, Support letters and photographs
- Some farms were offering and delivering food packs to service user's doors and into the local community.

Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The intention with Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/ carers, recognising that fewer people will be able to attend a building-based offer on a daily basis

and this should be reserved for those most at risk of carer breakdown and those with the highest level of need.

Review by SMT 16/07/2020: Following ongoing work by officers the current position is that learning disability day services will remain closed. A working group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and reported on at an appropriate time. This group is actively reviewing Government guidance, including that issued from 4 July to consider how these services can be re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

Several factors are being explored these have been raised nationally through the Association of Directors for Adult Social Services (ADASS). This includes testing, use of face masks, the ability to manage with dignity, social distancing for people who lack capacity to understand the need and requirement for this. The experience of the attendee and their family/ carer to ensure that this remains a positive experience

The intention within Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/ carers, recognising that fewer people will be able

to attend a building-based offer on a daily basis and this should be reserved for those most at risk of carer breakdown and those with the highest level of need. People with Learning Disability and their carers will shortly be receiving letters communicating this approach.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

Review by SMT 30/07/2020: The latest review on 30 July 2020 notes that a 'hub' of staff is being created to explore specifically the safest and most practicable way of starting to deliver a service again. Training in upskilling staff in order to do so is currently being developed. Following ongoing work by officers the current position is that learning disability day services will remain closed. A working group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and reported on at an appropriate time. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people

who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team on 13 August 2020.

Review by SMT 12/08/2020: The latest review on 13 August 2020 notes that the working group has continued to work on options for the future of these services. A 'hub' of staff will be established on the 17 August to co-produce the new offer with people with learning disability, their families and carers. Many of the buildings used as day centres have not been designed with this in mind.

Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the

same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time which indicate building based occupancy will need to reduce to approximately 35%. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment

Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE).
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team on 27 August 2020.

Review by SMT on 27/08/2020 notes that the working group has continued to explore options for the future of these services. A temporary 'hub' of staff was established on the 17 August to progress

	<p>reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.</p> <p>Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even if relaxed, will remain a feature within the Country for some time which indicate building-based occupancy will need to reduce to approximately 35%. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. Options are being explored with the potential of opening three day service buildings for people with a Learning Disability across the County. The aim if possible is to open these by 4 October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for 35% capacity to run.</p> <p>Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate
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guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis.

- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.

Review by SMT on week beginning 7

September 2020 notes that the working group has continued to explore options for the future of these services. A temporary 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.

Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.

Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even with the current relaxation, will remain a feature within the Country for some time which indicate building.

Options are now being explored with the potential of opening three-day service buildings for people with a Learning Disability across the County. The

aim if possible is to open these by early October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity, the activities to be offered and the co-dependency of transport arrangements.

Consideration is being given as to how we can use our existing day services to provide non-building based, activities in local communities for those unable to attending day centres.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.

Review by SMT on week beginning 21

September 2020 notes that a working group has continued to explore options for the future of these services. A temporary 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.

Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.

Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even with the current relaxation, will remain a feature within the Country for some time which indicate building.

Options have been explored with the potential of opening three-day service buildings for people with a Learning Disability across the County. The aim is to open these by early November 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan would allow for approximately a 35% capacity. Work continues to explore prioritise who should access this capacity, the activities to be offered and the co-dependency of transport arrangements. Consideration is being given to how we can use our existing day services to provide non-building based, activities in local communities for those unable to attend day centres.

	<p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted. • The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis. • A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p>
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Three day centres are being considered in the first phase. A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with 71 people with a learning disability and/or who are autistic.

Property Services and Health and Safety are working towards the buildings being "Covid" compliant by October, but it is likely to be some weeks after that before we can safely have people using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.

Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create "bubbles", ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.

The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020

Review by SMT 19 October 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but

also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.

Four-day centres have been considered in the first phase.

Parkwood, Newhall, Alderbrook and additionally No limits. Property Services and Health and Safety have ensured the buildings are COVID -19 compliant. Detailed risk assessments have been compiled which include the following examples ; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.

The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.

It is anticipated that these centres will be able to open to reduced numbers on the 2 of November however exploration is now needed to explore the impact of Tier 2 and Tier 3 local restrictions on these arrangements.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November

Review by SMT week beginning 2 November 2020 notes that Parkwood, Newhall and No limits are now open to reduced numbers with Alderbrook

planning to open as soon as building repair work has been completed to fix damage from a significant leak.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.

Review by SMT week beginning 16 November 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.

Following intensive risk assessments, the day centres that are Covid safe and currently open to small numbers of people with a learning disability are; Newhall, Parkwood, No Limits, Whitemoor and Outlook; with Alderbrook opening shortly.

The work we have done to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service Users on any day to access individual services unless in completely separate 'bubbles' of 15 using separate areas of a building with separate facilities such as entrances/exits and toilet facilities. This is possible at some of the larger centres such as Outlook in Long Eaton.

Based on advice from our legal services; by opening the above day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which

	<p>enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding them of the risks and the judgment that they must make whether to continue to attend the service or not.</p> <p>Given several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend or it is deemed not in their best interests to attend; their place will be held for this period of time.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small amount of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have
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	<p>made use of the Community Response Unit's services.</p> <ul style="list-style-type: none"> • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that This has been reviewed on nineteen occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 30 November 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.</p> <p>Based on advice from our legal services; by opening the above day services to small groups of People; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf</p>
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	<p>Following intensive risk assessments, the day centres that are Covid safe and currently open to small numbers of people with a learning disability are; Newhall, Parkwood, No Limits, Whitemoor and Outlook. Alderbrook has just opened, and Carter Lane will be opening soon.</p> <p>The work we have done to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service Users on any day to access individual services unless in completely separate 'bubbles' of 15 using separate areas of a building with separate facilities such as entrances/exits and toilet facilities. This is possible at some of the larger centres such as Outlook in Long Eaton.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small amount of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.
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The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021. A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by opening some day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf

A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We are working on more being able to open over the coming weeks.

The work we continue to do to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service users on any day to access individual services unless in separate 'bubbles' of 15 using separate areas of a building with separate facilities. This may be possible at some of the larger centres. The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- In addition to the small number of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).
- A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

Review by SMT week beginning 28 December 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by opening some day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering:
https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

	<p>A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We continue to work with colleagues in health and safety and Public Health in order to be able to open additional centres shortly.</p> <p>The work we continue to do to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, Government guidance will allow for no more than 15 service users on any day to access individual services unless in separate 'bubbles' of 15 using separate areas of a building with separate facilities. This may be possible at some of the larger centres.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small number of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.
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	The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.
Signature and Date: Simon Stevens 23/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – planned respite.
Is this a review of a decision? If so, what was the date of the original decision?	Yes, review of decision made 23/03/2020
Key decision? If so have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	Cessation of planned respite breaks services for Older Adults and people with a Learning Disability with effect from 23/03/2020 Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	Government and Public Health England advice in relation to reducing the risk of infection spread in relation to COVID-19 states that those aged 70 and over 70 should self-isolate and adhere to social distancing requirements. We need to reduce the risk of cross infection for both those using respite and long-term care home residents to reduce the number of individuals coming in and out of the services to reduce risks in relation to infection. As the vast majority of users of our older adult respite care services are used by people aged 70 and over it is not possible to continue to operate those services safely.

	<p>Similarly, significant numbers of the people using our learning disability respite services are likely to fall into the category of having an underlying 'high risk' health condition that means they would be advised to socially distance and minimise contact with others from outside of their household.</p> <p>In order to protect them and other residents within our residential care homes non-urgent respite provision remains closed.</p>
Alternative Options Considered (if appropriate) and reasons for rejection of other options	All individuals are being monitored and reviewed during the period the provision does not operate as normal to ensure that the withdrawal of planned respite does not lead to significant risks to their health and wellbeing.
Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated	Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term emergency respite if appropriate and alternative arrangements are being considered.
Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision	Yes it would have been subject to consultation with service users. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.
Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?	<p>The decision will have had an impact on older adults, people with a learning disability and their families and carers. The temporary suspension of the service, and the ongoing assessment of peoples care packages brings with it the potential for further risks to those who make use of the service. However, this risk needs to balance with the risk of infection from COVID 19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular review of people who would normally</p>

	<p>access the provision, and where appropriate care packages have been adjusted to accommodate the temporary cessation of the service Emergency respite services have continued to operate from a number of the Council's establishments, or as an outreach services for some people, to support both older adults and people with a learning disability and their family / carers – particularly in order to reduce the risk of carer breakdown.</p> <p>The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. Whilst it is not known if people who have previously accessed respite services have been referred to or used the Unit, it is known that older adults and people with a learning disability who use other services such as building-based day care have accessed this Unit's services.</p> <p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of the cessation of planned respite and carers emergency plans are being offered.</p> <p>Whilst the Council continues to review the access restrictions imposed on all its buildings, in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people, it is not expected that the building-based planned (bookable) respite service will return to normal operating arrangements in the short to medium term.</p> <p>An EIA was completed on 30 June and is being kept under review.</p>
Background/Reports/Information considered and attached (including Legal, HR, Financial and other	Any excess staffing capacity generated as a result of this cessation of service will be temporarily redeployed to support other service areas responding to the COVID-19 pressures

<p>considerations as required))</p>	<p>Feedback on original Officer Decision:</p> <p>Legal</p> <p>Decision is not time limited, if the problem persists in the longer then report would be beneficial to highlight longer term strategy to manage the needs of the affected cohort.</p> <p>Response: Two-week review process is now in place and captured on RODR pro forma</p> <p>ODR indicates that individual assessments are to be undertaken to ensure affected person receive the support necessary – update and assurance could be given in the report to confirm timescales and outcomes for these assessments</p> <p>Response: This will be detailed in Cabinet report and RODR document, but reviews have taken place and are being actively reviewed by P&P teams every two weeks.</p> <p>Finance</p> <p>There are no additional financial considerations in relation to this proposal.</p> <p>Principal Social Worker</p> <p>The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the government’s guidance about social distancing and COVID-19 guidance in relation to residential care and supported living full consideration has been given to contingency discussions and planning for alternative support evidenced by the following statement: ‘All individuals will be monitored and reviewed during the cessation period to ensure that the withdrawal of planned respite doesn’t lead to significant risks to their health and wellbeing’. Guidance has been issued to frontline assessment staff to inform their person-centred conversations when exploring equivalent levels of support. Associated RAG rating records have been regularly completed and updated.</p>
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<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion between Helen Jones and Cllr Jean Wharmby on 22/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>, <u>12/11/20</u>, <u>26/11/2020</u>, <u>10/12/2020</u>, <u>21/12/2020</u>, <u>7/01/2021</u></p>
<p>Decision:</p>	<p>Agreed Review agreed by CMT 07/04/2020 and SMT 8/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: It is considered necessary to continue to cease planned respite activity due to ongoing social distancing requirements in line with national Government guidance. Clear evidence that spread within care homes is due to bringing people in from the community.</p> <p>We continue to need to reduce the risk of cross infection for both those using respite and long-term residents and so reducing the number of individuals coming in and out of the service is essential.</p> <p>Clients who would normally attend a planned respite break have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via respite. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>In addition, the respite beds are being utilised to support hospital discharge and increase bedded capacity in residential care.</p>

	<p>Urgent respite provision is still in place as a mitigation where this is considered appropriate.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that building-based planned respite services will remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. <p>Review by SMT 30/07/2020 notes: following ongoing work by officers that the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
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	<ul style="list-style-type: none"> • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so. This is in order to provide a period of respite during the day to support Carers as far as is possible to do currently. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite during the day reduce as a result of day centre provision being closed and carers emergency plans are being offered. <p>Review by SMT 12/08/2020 notes: that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite during the day reduce as a result of day centre provision being closed and carers emergency plans are being offered.
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	<p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted• Five building based day services across the County for people with a learning disability have been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE) in order to provide an element of respite to support Carers in their increased role. The bungalow at Newhall, which is a learning disability resource has also supported one individual with respite care.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered. <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p>
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	<p>Review by SMT on week beginning 7 September 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p>
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- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.

Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

	<p>Review by SMT 19 October 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed.</p> <p>Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November.</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>There is currently no change to this position The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning is currently in the preliminary stages and a location is yet to be fully finalised.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p>
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- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans have been offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.

Review by SMT week beginning 30 November 2020 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).

Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning remains in the preliminary stages and a location is yet to be fully finalised.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of

	<p>planned respite within residential care. Carers emergency plans have been offered. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p> <p>Review by SMT week beginning 14 December 2020 notes that Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.</p> <p>Review by SMT week beginning 28 December 2020 notes that the position remains unchanged in that currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Simon Stevens 22/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Risk Management in relation to Residential Care	
Subject of Decision: (i.e. services affected)	Essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of decision taken on 22/03/2020
Key decision? If so have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	To continue to undertake essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People in order to deliver on previously identified risk mitigation and ensure the safety of residents and staff. Review process Decision is subject to a minimum of fortnightly review by SMT and CMT in line with national guidance re vulnerable groups and social distancing from HM Government.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state	Despite the Coronavirus outbreak and the requirements for people to work from home where possible and manage contact with other individuals through social distancing it is necessary for previously identified fire risk mitigation works to be completed so that residents and staff are supported to operate in a safe environment. Property colleagues had identified that all non-essential works should cease to protect their staff

<p>how this has been taken into consideration.</p>	<p>from the risk of infection and had suggested that the remaining fire risk mitigation works could be suspended.</p> <p>Further detailed discussions have taken place between Directors from both departments to weigh up the risks to residents and ASC staff associated with not completing the works against the risks to Property staff from undertaking them and it has now been agreed that those fire risk mitigation works and any other essential maintenance will continue to be completed.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>Property and adult social care managers and staff will complete individual risk assessments for each establishment / area of work and seek to ensure that infection control measures and social distancing requirements are maintained whilst the operatives are on site, including ensuring that the work area is closed to access for residents and staff whilst the tradespeople are on the premises.</p>
<p>Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Ongoing risk assessments have taken place to inform the wider mitigation works programme by Property Services and colleagues in health and safety.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>No, this would not have been subject to consultation with service users and the public as it relates to maintenance of residential care homes. It is separate to the decision which has been subject to consultation regarding the long-term strategy for Direct Care Homes for Older People.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>Not applicable as decision relates to maintenance work.</p>

<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Property fire risk mitigation reports and work progress documents.</p> <p>Feedback on original Officer decision:</p> <p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework when reaching decisions which take due account of existing legislation and guidance alongside flexible approaches to ensure safety standards are maintained as evidence in the following statement: 'Property and Adult Social Care managers and staff will complete individual risk assessments for each establishment / area of work and seek to ensure that infection control measures and social distancing requirements are maintained whilst the operatives are on site, including ensuring that the work area is closed to access for residents and staff whilst the tradespeople are on the premises.'</p> <p>Finance There are no additional costs associated with this decision.</p> <p>Legal The proposed work and the risks inherent in either undertaking or discontinuing this has been carefully evaluated. The decision to continue the work is a proportionate response to this evaluation. In the event of new guidance being received regarding the presence of operatives within residential settings the decision should be promptly revisited.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Agreement at <u>Cabinet 23/04/2020</u> and <u>30/07/2020</u> Taken to CMT for discussion w/c 30/03/2020 Discussion with Cllr Wharmby 30/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 and 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>03/09/2020</u>,</p>

	<u>17/09/2020, 1/10/2020, 15/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021</u>
Decision:	<p>Review agreed by CMT 08/04/2020 and SMT 07/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: Fire risk mitigation works are continuing to take place and there have been some delays to the delivery of the work as per the programme plan. Therefore in light of these outstanding issues it is appropriate the arrangements remain in place.</p> <p>Review by SMT 16/07/2020: The current position is that the majority of scheduled work has taken place across the Homes for Older People estate, with only a small number of tasks outstanding and will be undertaken from the end of July and should be complete by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic. Restrictions still remain in place for general visiting to the Homes for Older People as outlined in a separate Officer Decision Record, therefore these interim measures need to remain in place.</p> <p>Review by SMT 30/07/2020: following ongoing work by officers the current position is that the majority of scheduled work has taken place across the homes for older people estate, with only a small number of tasks outstanding and will be undertaken from the end of July and completed by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Review by SMT 12/08/2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be completed 4/09/2020) and replacement of fire</p>

	<p>doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments will be undertaken in August and early September to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works.</p> <p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be completed 04/09/2020) and replacement of fire doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments will be undertaken throughout August and early September to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020</p> <p>Review by SMT on week beginning 7 September 2020 notes that following ongoing work by officers. The current position is that the</p>
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	<p>majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be completed 4 September 2020) and replacement of fire doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment where installation work is due to be completed week commencing 14.09.20, both the old and new fire alarm systems will be run in tandem for a testing period until there is confidence that the new system can be signed off as fully operational. In addition, a replacement of fire doors at 2 other homes (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p>
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	<p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed. This has been completed and any additional items have been issued to the Business Unit for action.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed.</p>
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	<p>This has been completed and any additional items have been issued to the Business Unit for action.</p> <p>Although most homes are now moving into phase 2 of works to be completed, the completion dates are estimates. Our Covid risk assessments allow the home time to deep clean and relocate the residents as progress is made from wing to wing at each Home. This process leads to standing time of at least 72 hours at each home, but can be nearer a week, which in turn delays the completion date. There obviously may also be outbreaks of Covid in the Homes which again delay completion. Phase 2 follows on from the revised Technical Fire Risk Assessment's and any work identified in these.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020.</p> <p>Review by SMT on week beginning 19 October 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed. This has been completed and any additional items have been issued to the Business Unit for action.</p>
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Although most homes are now moving into phase 2 of works to be completed, the completion dates are estimates. Our Covid risk assessments allow the home time to deep clean and relocate the residents as progress is made from wing to wing at each Home. This process leads to standing time of at least 72 hours at each home, but can be nearer a week, which in turn delays the completion date. Discussion is currently ongoing as to whether this is necessary and whether it is aligned with current Government guidance.

There obviously may also be outbreaks of Covid in the Homes which again delay completion. Phase 2 follows on from the revised Technical Fire Risk Assessment's and any work identified in these. There was 1 identified home where fire doors were still to be completed, which is Rowthorne HOP in Swanwick There is now an estimated completion date for the fire doors of 18 December 2020. All fire alarms in phase 1 are completed and staffing continues to be maintained at safe levels.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020.

Review by SMT week beginning 2 November 2020 notes that

There is no change to this position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.

Review by SMT week beginning 16 November 2020 notes that following ongoing work by officers, the fire doors at Rowthorne HOP are not yet completed, however the work continues to have an expected completion date of 18 December 2020.

The homes in the north of the County have only low risk tasks from the phase 2 works which remain incomplete to date, such as follow ups on the Technical Fire Risk Assessments.

	<p>There are some slightly higher risk issues to resolve in the homes situated in the south of the County. It is envisaged that all outstanding issues will be actioned and resolved by Christmas 2020.</p> <p>All the outstanding fire alarm issues have now been resolved and electrical testing is almost complete. Operationally, all homes confirm they can affect an evacuation relating to the highest need compartmentation within 2.5 minutes.</p> <p>There are still some management staff whose fire management training is now outstanding, however as this is now available online any outstanding issues will be addressed over the next few weeks.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>Finally, the risk evaluation exercise is underway, and it is anticipated that within the next 2 weeks it will be completed on all homes which have required a rewire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that following ongoing work by officers, the fire doors at Rowthorne HOP are not yet completed, however the work continues to have an expected completion date of 18 December 2020.</p> <p>All the outstanding fire alarm issues have now been resolved and electrical testing is complete. Operationally, all homes confirm they can affect an evacuation relating to the highest need compartmentation within 2.5 minutes.</p>
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The risk evaluation exercise is now complete, and the findings are that all homes that have had work carried out are now at considerably lower risk because of new fire alarms, fire doors and re-wiring. There remains some non-urgent work that could still be carried out to improve the risk scores further. It is work which does not involve or rely on rewiring; such as replacing kitchen ventilation but that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that all of the phase 1 and 2 work will be completed before Christmas 2020 except for the following:

Goyt Valley House where compartmentation work will be completed by 08 January 2021; Rowthorne where fire doors are now due for completion the 2nd week in January 2021; and Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home).

The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these will take place on 15 December 2020.

There remains some non-urgent work that could still be carried out to improve the risk scores further. It is work which does not involve or rely on rewiring; such as replacing kitchen ventilation but that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

	<p>Review by SMT week beginning 28 December 2020 notes that notes that all of the phase 1 and 2 work has been completed except for the following:</p> <ul style="list-style-type: none"> • Goyt Valley House where compartmentation work will be completed by 08 January 2021; • Rowthorne where fire doors are now due for completion the 2nd week in January 2021; • Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home). <p>The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these took place on 15 December 2020. There are still some areas outstanding for clarification which we are working with Health and Safety Colleagues to rectify. We will be revisiting the risk evaluation on 5 January 2021 when it is anticipated that all additional information requested is complete. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required.</p> <p>There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Simon Stevens 22/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care and Health all care packages
Delegated Power Being Exercised: Emergency Powers	
Subject of Decision: (i.e. services affected)	To adjust the client contribution guidance to meet changes in service due to COVID-19
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of a decision approved by CMT on 8 April
Key decision? If so have Democratic Services been notified?	Yes,
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	That client charging for specific scenarios will be as outlined in the attached appendix. This decision will be subject to a fortnightly review to make sure that the change arrangements appropriately reflect operational service arrangements which are in place in line with national guidance regarding social distancing and supporting vulnerable people throughout the COVID-19 pandemic.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	A number of services have now been closed and some people are prevented from accessing other services. In these circumstances, guidance is required to outline which charging regime applies in these different scenarios.
Alternative Options Considered (if appropriate) and	The only alternative option would have been to continue to charge people, which we could technically have done under our current co-funding scheme. But as individuals are no longer receiving

reasons for rejection of other options	a service, it was thought that they would consider this to be unfair and would give rise to numerous complaints.
Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated	No risk assessment was carried out with regards to the ceasing of charging. But risk assessments were carried out for all people to ensure that they would be safe when their services were removed.
Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision	No. We would not expect to go to consultation when removing a charge, only when introducing or changing a charging regime.
Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?	No.
Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))	<p>There will be a reduction in income, but this is not expected to be significant, as the number of clients who cease to receive any services is a small proportion of the total client base.</p> <p>Feedback on original Officer Decision Principal Social Worker https://www.gov.uk/government/publications/corona-virus-covid-19-changes-to-the-care-act-2014/care-act-easements-guidance-for-local-authorities#annex-b-guidance-on-streamlining-assessments-and-reviews</p> <p><i>Local Authorities should always ensure there is sufficient information and advice available in suitable formats to help people understand any financial contributions they are asked to make,</i></p>

	<p><i>including signposting to sources of independent financial information and advice.</i></p> <p><i>Legal approved – 07/04</i> <i>No comments on ODR received from HR and Corporate Finance</i></p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Consultation with Cllr Wharmby on Review 19/05/2020</p> <p>Consultation with Cllr Wharmby on Review 27/05/2020</p> <p>Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>, <u>12/11/2020</u>, <u>26/11/2020</u>, <u>10/12/2020</u>, <u>21/12/2020</u>, <u>7/01/2021</u></p>
<p>Decision:</p>	<p>SMT Review 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: There are no changes and the interim arrangements are approved for a further two weeks as position remains the same. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place.</p> <p>Review by SMT 30/07/2020: Following review by Cabinet Member and ongoing work by officers the current position is that the majority of scheduled</p>

	<p>work has taken place across the homes for older people estate, with only a small number of tasks outstanding and will be undertaken from the end of July and completed by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Review by SMT 12/08/2020 notes that following ongoing work by officers the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place.</p> <p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p>
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	<p>Review by SMT on week beginning 7 September 2020 notes following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers, the current position is that these interim charging</p>
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	<p>arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020.</p> <p>Review by SMT 19 October 2020 notes that there is no change to the above position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020.</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>There is no change to this position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that there is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that there is no change to this position and there is not anticipated to be for some time to come.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p>
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	<p>Review by SMT week beginning 14 December 2020 notes that this position remains unchanged.</p> <p>Review by SMT week beginning 28 December 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. This position continues to remain unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Julie Vollar	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care and Health
Delegated Power Being Exercised: Emergency powers	
Subject of Decision: (i.e. services affected)	The ability to make discretionary payments in order maintain our Shared Lives carer capacity and reliance with effect from 1 April 2020 to support placements.
Is this a review of a decision? If so, what was the date of the original decision?	Yes, 22 May 2020
Key decision? If so have Democratic Services been notified?	No – as it does not affect significant numbers of people in two or more electoral divisions.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>From 1 April 2020 it is proposed to:</p> <ul style="list-style-type: none"> • Pay full time Shared Lives carers an additional £40 per week. • Pay short break and day support Shared Lives carers the amount which they ordinarily would have earned. <p>Due to the lack of day and residential short breaks being available to Shared Lives carers they are in effect being asked to provide unpaid care for three days per week 9am-5pm plus the four weeks 28 days per year (pro rata). Over the two months since the suspension of day and residential services this equates to a total of 27 days unpaid work.</p> <p>This proposal would be initially implemented for a period of eight weeks, after which a review will take place with the service manager responsible for Shared Lives and the appropriate Group Manager with Assistant Director oversight on a fortnightly basis. The review would ascertain whether the additional payments need to continue for a further period of time. This would be a delegated decision.</p>

<p>Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	<p>Shared Lives carers provide family based 24 hour accommodation and support primarily for people with learning disabilities.</p> <p>Some Shared Lives carers also provide both day care and overnight short break opportunities in order that carers of people who continue to live in a family home can have a break from their caring roles</p> <p>In order to sustain what can be a demanding role, the current offer to DCC Shared Lives carers who provide family type accommodation includes the following regular short breaks from their caring role</p> <ul style="list-style-type: none"> • three days daytime breaks per week between 9am to 5pm • four weeks residential short breaks <p>This is typically (though not exclusively) accessed through DCC Direct Care day services and DCC or health residential short breaks provision.</p> <p>The COVID-19 pandemic has resulted in closure of all day and short break services including those run by DCC and the NHS health trust. Consequently, this has curtailed available breaks for Shared Lives carers forcing them to undertake care on a 24/7 basis for the foreseeable future.</p> <p>Those Shared Lives carers who provide regular short breaks for the families/carers of people with learning disabilities and breaks during the day are currently unable to do so due to both the closure of day services and the rules on social distancing. Consequently, they have seen a significant drop in their income.</p> <p>These Shared Lives carers are not able to take advantage of government schemes for the self-employed throughout the pandemic response period and are therefore financially disadvantaged unless DCC makes an additional payment.</p> <p>Despite a recent local marketing and media campaign to highlight this valuable role, recruiting Shared Lives carers has been very difficult in</p>
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	<p>Derbyshire. We are very concerned that without providing some additional support to this valuable resource we will be unable to sustain existing carers throughout the COVID-19 pandemic and may also risk losing those carers who may feel they are no longer able to, or afford to continue in this role. Consequently, we propose to make an additional £40 per week payment to all our Shared Lives carers until such times we can reintroduce our previously agreed respite/short breaks arrangements.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>For short break and day support carers a 'one off' payment was considered, but this was thought to be unfair due to the different level of support that each carer gives. The proposed method better reflects the range of activities undertaken by the carer to support each individual/s they care for.</p>
<p>Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated</p>	<p>The ongoing risk for the department is that if we do not show some recognition of the role carers are undertaking in terms of providing increased support as part of a Shared Lives placement, they may potentially look to end the Shared Lives placement they support. There is a risk of losing some very good carers and the people they are caring for would then have to be placed in significantly more expensive care and support packages put in place.</p> <p>For short break and day support carers the risk to them is they receive no or a reduced income and there is no opportunity to take advantage of the government support schemes. The risk to the department is the loss of Shared Lives carers.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>No</p>

<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>No groups are being negatively impacted as this involves increasing payment to enable individuals to continue to provide support to people with a long-term health condition or disability.</p>
<p>Background/Reports / Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Feedback on original Officer Decision:</p> <p>Finance</p> <p>The weekly costs of these proposals are estimated to be:</p> <ul style="list-style-type: none"> • Full Time Carers - £1,800 • Respite Carers - £1,500 <p>With the total monthly cost being £14,340</p> <p>This would be a commitment against council resources and partially offset from the non-ring-fenced COVID-19 Government Grant. All decisions around meeting COVID-19 costs are unlikely to be fully funded from current Government additional funding available. As such implications will fall on the ability to provide services for the rest of the financial year and into the medium term</p> <p>Principal Social Worker</p> <p>Shared Lives is an important way we can help support people to stay as independent as possible and our Shared Lives carers require both skill and commitment to values of caring for others. This commitment helps to ensure Shared Lives arrangements are safe, supported and valued. This in turn should support the wellbeing of people who are in a Shared Lives placement. Information about these arrangements need to be appropriately shared in accessible formats.</p> <p>Legal</p> <p>No implications from a Care Act perspective. It seems to be a financial decision around how much is allocated for this purpose. It is sensible to seek to support these providers, given the market shaping duties under the Care Act.</p>
<p>Consultation with relevant Cabinet</p>	<p><u>Approval of ODR by Cabinet Member 25/06/2020</u> Consultation with Cllr Wharmby on decision 27/05/2020.</p>

Member (s) – please note this is obligatory.	Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u> , <u>25/06/2020</u> , <u>9/07/2020</u> , <u>24/07/2020</u> and <u>6/08/2020</u> , <u>3/09/2020</u> , <u>17/09/2020</u> , <u>1/10/2020</u> , <u>15/10/2020</u> , <u>12/11/2020</u> , <u>26/11/2020</u> , <u>10/12/2020</u> , <u>21/12/2020</u> , <u>7/01/2021</u>
Decision:	<p>Agreed by CMT 22/05/2020.</p> <p>Review by SMT 04/06/2020, 18/06/2020 and 2/07/2020: Due to the lack of day and residential short breaks being available to shared lives carers, individuals are in effect being asked to provide unpaid care for 3 days per week 9 to 5 plus and this needs to be recognised formally via additional payments.</p> <p>Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. It is proposed that this arrangement continues.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. These arrangements remain subject to fortnightly review by Senior Managers to ensure they are appropriate. Shared Lives Carers have stepped up and taken on additional responsibilities to support people at home whilst day centre provision has been closed and these payments recognise those additional responsibilities. As noted in the section above day centre provision continues to remain closed, with only limited respite provision in place due to ongoing requirements in relation to social distancing which means that day centres cannot operate at fully capacity.</p> <p>Officers are liaising with carers who may be returning to work to consider if any additional</p>

support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT 30/07/2020: Following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT 12/08/2020: The latest review on 12 August 2020 notes following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers

	<p>we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p> <p>Review by SMT on week beginning 7 September 2020 notes following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.</p>
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The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.

Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020

Review by SMT 19 October 2020 notes that there is no change to the above position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 02 November 2020.

Review by SMT week beginning 2 November 2020 notes that there is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.

Review by SMT week beginning 16 November 2020 notes that there is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.

Review by SMT week beginning 30 November 2020 notes that there is no change to this

	<p>position and there is not anticipated to be for some time to come.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p> <p>Review by SMT week beginning 14 December 2020 notes that payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn.</p> <p>This position remains unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.</p> <p>Review by SMT week beginning 28 December 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to the day centres. This position remains unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p>
Signature and Date: Helen Jones 22/05/2020	

DERBYSHIRE COUNTY COUNCIL

CABINET MEMBER

11 March 2021

Report of the Executive Director for Adult Social Care & Health

**REVIEW OF URGENT OFFICER DECISIONS
TAKEN TO SUPPORT COVID-19 RESPONSE**

ADULT SOCIAL CARE AND HEALTH

1. Purpose of the Report

The purpose of the report is to provide the Cabinet Member with an update in relation to those actions which were the subject of Officer's Decisions utilising emergency decision making powers as detailed in the constitution and to provide assurance in relation to the reviews which have been undertaken.

2. Information and Analysis

The current challenges relating to the COVID-19 pandemic have necessitated urgent decision-making processes by the Executive Director for Adult Social Care and Health to be implemented to ensure the welfare of service users and the public and to safeguard the interests of the Council. The decisions have been made under the urgent delegated powers to Executive Directors as set out in the Constitution.

In the main, the decisions relate to short-term temporary arrangements which are subject to regular review. This is particularly important where subsequent Government guidance has been issued notably in the area of Adult Social Care. It is intended that as Cabinet is now able to function by meetings being held 'remotely' the need for officers to make urgent decisions will now diminish.

However, it is important that officer decisions are kept under regular review by elected members and officers. At the 4 June 2020 Cabinet meeting it was agreed that Cabinet would formally delegate review decisions to the relevant Cabinet Member (CABCO) meeting as these were meetings held in public, virtually if necessary, in order to ensure maximum transparency. A summary of review decisions made by Cabinet members will be reported to Cabinet

every two months. As a further safeguard any significant reductions in service that have been reviewed and substantially maintained over any eight-week period will be referred to Cabinet as soon as possible after the eight-week period for ratification.

Below, in table 1, is an update on the reviews that have taken place since the last Cabinet Member meeting on 21 December 2020. All review decisions to date have been discussed with the Executive Director and Cabinet Member following review by Senior Management Team.

A copy of the most up to date version of the Officer Decision Records is attached as Appendix 1.

Table 1: Summary of officer decision record reviews.

Officer Decision	Review notes and recommendation
Adult Social Care Residential Homes for Older People, closure to visitors (ASCODR 1)	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that due to tier 4 restrictions and subsequently whole of England lockdown measures further introduced on 05 January 2021; closed window visits to residents within care homes are only permissible at this current time due to rising infection levels and a new more transmissible strain of Covid-19. www.gov.uk/guidance/national-lockdown-stay-at-home</p> <p>Adult Social Care and Health had planned to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing) within care homes, and letters from Derbyshire County Council Adult Social Care and Health had been sent to relatives confirming that development. These plans are now on hold and will re-start once it is safe for indoor contact visiting to take place once more.</p> <p>The national plans to roll out the Covid-19 vaccination programme are progressing.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>

<p>Closure of Older Adults Day Centres and Cessation of service delivery for over 70's in learning disability day Services (ASCODR 2)</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020-2021. The ambition is to open all our Older Adults day services in a phased approach.</p> <p>By re-opening four day services in phase one in to small groups of people; we followed Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enabled the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020. We continue to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021. We are currently working on ensuring that the locations where possible to open further day centres in phase 2 meet robust Covid secure requirements.</p> <p>Following a new national lockdown in place from 05 January 2021 due to rising infection rates and a new variant of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.</p> <p>All day service attendees and/or their carers are being contacted by day service staff to advise them of the new guidelines. Some attendees who are not classed as Clinically Extremely vulnerable have declined to attend at this time or until they have been vaccinated. Attendees have been assured that this will not jeopardise their place moving forwards. We are revisiting establishment risk assessments for all open day services to ensure they still meet covid secure guidelines under the new national lockdown.</p>
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	<p>The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently approximately only 35% of people who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered. • Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however again we are reviewing the safety of this option under the new national lockdown. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
<p>Closure of building based Day Centres for people with a Learning Disability (ASCODR 3)</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020-2021.</p> <p>A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.</p>

Based on advice from our legal services; by opening some day services to small groups of People; we followed Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enabled the continuation of day care as a permitted exception to an indoor gathering:

https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We continue to work with colleagues in health and safety and Public Health in order to be able to open additional centres when possible.

Following a new national lockdown in place from 5 January 2021 due to rising infection rates and a new variant of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.

All day service attendees and/or their carers are being contacted by the hub practitioners to discuss with them of the new guidelines and to complete further individual risk assessments. Service Users choosing or not able to attend have been assured that this will not jeopardise their place moving forwards. We are revisiting establishment risk assessments for all open day services to ensure they still meet covid secure guidelines under the new national lockdown.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however again we are reviewing the safety of this option under the new national lockdown.
- A small number of people with a learning disability who use building-based day services have previously been referred

	<p>to and have made use of the Community Response Unit's services.</p> <ul style="list-style-type: none"> • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
<p>Cessation of planned respite breaks services for Older Adults and people with a Learning Disability (ASCODR 4)</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so, however we are reviewing the safety of continuing this during the new national lockdown.</p> <p>Officers will continue working towards re-opening a centre within the County to offer respite in a Covid-secure environment when it is safe to do so. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans have been offered.

	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
<p>Fire Risk Mitigation Work (ASCODR 6)</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that all of the phase 1 and 2 work has been completed except for the following:</p> <ul style="list-style-type: none"> • Goyt Valley House where compartmentation work will be completed by 8 January 2021; • Rowthorne where fire doors are now due for completion the 2nd week in January 2021; • Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home). <p>The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these took place on 15 December 2020. There are still some areas outstanding for clarification which we are working with Health and Safety Colleagues to rectify. We have revisited the risk evaluation on 5 January 2021 and there remains some follow up work to complete by individual establishments. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required.</p> <p>There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.</p> <p>At the present time, there is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
<p>Financial Charging</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a</p>

	<p>discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place, and the new national lockdown.</p> <p>The position continues to remain unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
<p>Shared Lives carers additional payments</p>	<p>This has been reviewed on twenty-two occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 11 January 2021 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to the day centres. This position remains unchanged.</p>

	The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.
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3. Feedback from Principal Social Worker

The Principal Social Worker has been engaged and consulted with over the initial decisions and has reviewed these latest updates. The Principal Social Worker is satisfied that the original decisions have been made with due regard for the Department of Health and Social Care Ethical Framework. Where appropriate Care Act easement guidance has been considered and formed part of the decision-making process. The Principal Social Worker is aware of the review processes in place.

4. Financial Considerations

As part of the urgent officer decision-making process, regard has been had to financial implications and these are detailed where appropriate on the original Officer Decisions.

5. Human Resources Considerations

As part of the urgent officer decision-making process, regard has been had to human resources implications and these are detailed where appropriate on the original Officer Decisions.

6. Legal Considerations

The reviews of the Officer Decisions made under powers delegated to officers in accordance with the Constitution have ensured that timely consideration is given to the necessity and proportionality of the continuation of those actions outlined in the Officer Decision Records.

The Council's Constitution provides that "notwithstanding any other provision of the Constitution Strategic Directors shall have the power, after discussion, if practicable, with the Leader of the Council or the relevant Cabinet Member or Chair, to take such actions deemed to be necessary and expedient in matters requiring urgent consideration and which, because of the timescale involved, or the need to safeguard the interests of the County Council, cannot be dealt with by submission to the next following meeting of the Council, Cabinet, Cabinet Member or Committee."

The preparation of an Equalities Impact Assessment in relation to all the Officer Decisions made using urgent delegated powers has been undertaken and will continue to inform decision making.

7. Equality implications

As part of the urgent officer decision making process, regard has been given to equality implications within the demand time scales applying. A consolidated Equality Impact Assessment is in development and was reported to the 4 June 2020 Cabinet meeting. Specific EIAs in relation to the decisions that affect visiting restrictions at older people's care homes, the closure of day centres and the closure of respite provision have been developed alongside a more comprehensive covering report.

8. Other Considerations

In preparing this report the relevance of the following factors has been considered: Social Value, Human Rights, equality of opportunity, health, environmental, transport, property, social value and crime and disorder considerations.

9. Background Papers

- Officer Decision Records considered by Cabinet on 23 April 2020, 14 May 2020 and 4 June 2020 and published on the county council website.
- Officer Decision Record considered by Cabinet Member 25 June 2020 and published on the county council website.
- Decision making process during Covid Epidemic – report to Cabinet 4 June 2020
- Review of urgent officer decisions taken to support COVID-19 Response – report to Cabinet Member 11, 25 June and 9 and 24 July 2020.
- Cabinet Report - 30 July and associated Equality Impact Assessments
- Equality Impact Analysis – Urgent decisions in relation to council services, functions and assistance

10. Key Decision

As indicated in reports

11. Is it required that the Call-in period be waived in respect of the decisions being proposed within this report?

No

12. Officer's Recommendation

The Cabinet Member for Adult Social Care and Health is asked to:

- i. Note the review of decisions made under urgent delegated powers arising from the COVID-19 Pandemic; and
- ii. Note that future review decisions will be made on a fortnightly basis by the Cabinet Member for Adult Care.

**Helen Jones
Executive Director – Adult Social Care & Health
County Hall
Matlock**

Appendix 1 – Copy of Officer Decision Records

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Residential Care	
Subject of Decision: (i.e. services affected)	Adult Social Care Residential Homes for Older People, closure to visitors
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of the decision taken on 20 March 2020
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	Decision taken on 20/3/20 to cease to allow general visits from friends and family. Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision)	Government advice at the start of the pandemic advised that people aged 70 and over were required to self –isolate. The expectation of further advice from government as to implications for care homes was anticipated, but with none arriving to inform this initial decision. The advice in March from the Director of Public Health (DPH) and the written guidance updated on 20/3/2020 and the interpretation provided by the DPH, from advice he had received from Public Health England is

<p>Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	<p>that the words “strongly advised” meant, that we should I put visiting restrictions to homes for older people in place.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>We considered keeping the homes open to restricted visitors (friends and families only), but this seemed insufficient in the light of the guidance and advice received. We considered further social distancing measures. These were to be a letter, to friends/ relatives advising them of the risks, asking them to consider their position and reminding them of hygiene and social distancing measures and the potential to visit outside of the home. This was in fact the position agreed at the 8.30 meeting on the 20/2/2020, however, we reverted subsequently after the advice from the DPH and formally changed the decision at a specially reconvened ASC Gold later in the day. Minutes of both meetings are available.</p>
<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>A risk assessment was not undertaken as the decision was taken urgently in response to national guidance issued by the Government in relation to the COVID-19 Pandemic. Subsequently some adverse impacts have been identified and these have been mitigated against – e.g. by ensuring all DCC HOPs and CCC’s have access to Skype technology so family members can keep in touch.</p> <p>Further mitigations have now been developed to allow visiting to take place in prescribed and limited circumstances as detailed in the SMT update section to this ODR. This reflects changing government guidance both in relation to the easing of the lockdown from 4 July 2020 (which does permit limited contact with other people, but with the importance of keeping your distance from people not in your household) and guidance issued on 22 July 2020 on visiting care homes during coronavirus. From 6 July structured, scheduled visits can now take place outdoors (where possible). This will continue to be reviewed regularly to take account of the local and national circumstances and any further revised guidance. A quick decision may be required in the</p>

	<p>event of a second spike or localised outbreak to retract these arrangements and return to restricting all visits to residential care homes.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, this decision would have been subject to consultation as it would potentially adversely impact on family members, carers and friends of the individual in the home, as well as the person living in the care establishment. This decision had to balance the need to consult with the increased risk to vulnerable groups. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>The decision will have had an impact on the people accessing care; their families and carers and staff employed to provide direct care services. The temporary restrictions to the service, brings with it the potential for further risks to those currently using and those needing the service, since it will be more difficult in some ways to monitor well-being, and identify changes in needs, without the fundamental role family and friends provide in advocating on behalf of, and interpreting the needs of their loved ones. It is also likely to be the case that many of those who visit their loved ones and friends within our care homes may be less likely to be connected digitally, so the usual alternative means of providing services, is available to a lesser degree.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>The guidance which initially supported the decision is: https://www.gov.uk/government/publications/covid-19-guidance-on-social-distancing-and-for-vulnerable-people/guidance-on-social-distancing-for-everyone-in-the-uk-and-protecting-older-people-and-vulnerable-adults</p> <p>Revisions have been made to the visiting arrangements following the publication of this guidance: https://www.gov.uk/government/publications/staying-</p>

	<p><u>alert-and-safe-social-distancing/staying-alert-and-safe-social-distancing-after-4-july</u></p> <p>Further revisions have been made to the visiting arrangements following the publication of this guidance on 22 July 2020:</p> <p><u>https://www.gov.uk/government/publications/visiting-care-homes-during-coronavirus</u></p> <p>Further revisions can be made with immediate effect to the visiting arrangements should local infection levels rise; in accordance with the publication of this plan on 18 September 2020:</p> <p><u>https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021</u>.</p> <p>Feedback on original Officer Decision:</p> <p>Principal Social Worker</p> <p>The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied this decision has been informed by Government advice for residential care and supported living guidance which states:</p> <p>‘How care homes can minimise the risks of transmission?’</p> <p>Care home providers should stop all visits to residents from friends and family. Medical staff and delivery couriers can still visit, but you should leave a hand sanitiser by the entrance and ask them to wash their hands as soon as they enter the building.’</p> <p>The Principal Social Worker is satisfied that the decision maker has shown due regard for balancing the impact on Human Rights Act Article 8, Care Act 2014 Wellbeing Principle and the Department of Health and Social Care Ethical Framework when reaching this decision.</p>
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	<p>All Adult Social Care homes have been issued with a laptop and staff are supporting remote contact with family and friends via technology including telephone, videos, email and Skype so that essential family contact and links are maintained. All residents have person centred support plans and personal service plans that identify important others and contingency plans developed to ensure contact is promoted.</p> <p>Finance There are no additional costs associated with this decision.</p> <p>Human Resources</p> <p>Legal Decision is not time limited – would be beneficial to indicate a review date.</p> <p>Response: This decision will be reviewed every two weeks by SMT as part of RODR process and this will be referenced in Cabinet Report as mitigation</p> <p>Decision has HR implications (Article 8 – family life) report should detail how these rights have been balanced and how residents might be supported in having contact with friends and family, otherwise than direct contact.</p> <p>Response: This is referenced via mitigations provided via Skype and it is acknowledged that this an issue, however it is felt important in the current climate that this has to be balanced against an individual’s wellbeing and the risks to a person’s health if visiting is permitted within a home increasing chances of transmission of the disease.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>This took place with Cllr Wharmby by phone on 20 March 2020. Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>,</p>

	<p><u>24/07/2020 and 6/08/2020, 03/09/2020, 17/09/2020, 1/10/2020, 15/10/2020, 29/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021, 21/01/2021</u></p>
Decision:	<p>To close all DCC residential homes with immediate effect on 20/3/2020 and to advise independent sector homes of our position and expectation.</p> <p>SMT review: 22/04/2020 - Social distancing requirements still in place and therefore need to maintain position. The national guidance now states there is a requirement to allow family members to visit loved ones at the end of life which is being delivered locally. Video calling arrangements are in place and has been positively received. SS is to provide clarity on end of life procedures across all establishments.</p> <p>Review by SMT 6/05/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as social distancing requirements are still in place and therefore it is important DCC maintains this position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk of COVID-19.</p> <p>Feedback from staff working in Derbyshire County Council operated residential care homes informed the original decision as some individuals were becoming anxious about the on-going visits from relatives and the risk that posed to individuals living in the home. This remains a concern amongst operational teams in relation to infection control. Nationally, it is recommended that visiting restrictions are in place for care homes due to concerns about the prevalence of the disease in these settings.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally. Direct Care staff are developing a consistent approach to end of life visiting arrangements to facilitate the implementation of this national guidance. We have ensured that each DCC home has video calling facilities to allow family members to keep in regular contact with people living</p>

	<p>in a DCC residential care establishment and this has been received positively received.</p> <p>We have also informed PVI Sector homes of this ongoing position to inform their decision making.</p> <p>Review by SMT 21/05/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as social distancing requirements are still in place and therefore it is important DCC maintains this position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk of COVID-19.</p> <p>Review by SMT 4/06/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p> <p>As a result of the latest changes to social distancing arrangements introduced by the Government this week officers are exploring how visiting restrictions can be relaxed to enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained. This work will be undertaken in conjunction with Health and Safety and Public Health colleagues to ensure any relaxing of the current arrangements are undertaken in a way that continues to minimise the risk to all parties of infection spread. The outcome of this work will be reported to Cabinet Member and will inform changes to visiting restrictions moving forward.</p> <p>Review by SMT 11/06/2020: Hold position as PVI sector currently more broadly is not seeking to relax visiting as a potential risk to the residents in the home</p>
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	<p>in terms of infection prevention control. Officers to undertake a piece of work scoping of what might be possible and under what circumstances.</p> <p>Review by SMT 18/06/2020: It is considered necessary to continue with visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p> <p>As a result of the latest changes to social distancing arrangements introduced by the Government this week officers are exploring how visiting restrictions can be relaxed to enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained. This work will be undertaken in conjunction with Health and Safety and Public Health colleagues to ensure any relaxing of the current arrangements are undertaken in a way that continues to minimise the risk to all parties of infection spread. The outcome of this work will be reported to Cabinet Member and will inform changes to visiting restrictions moving forward.</p> <p>Review by SMT 2/07/2020: It is considered necessary to continue with general visiting restrictions to DCC care homes as general social distancing requirements are still in place. It is important DCC maintains this overall position in order to protect vulnerable people living within the homes who may have long term or underlying health conditions which puts them at more risk should they contract COVID-19.</p> <p>National guidance has changed to enable family members to visit loved ones at the end of life and this is being delivered locally and this is being facilitated.</p>
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	<p>As a result of the latest changes to social distancing arrangements introduced by the Government officers a range of prescriptive visiting arrangements that enable a relative to meet with a loved one in an appropriate outdoor space, whilst social distancing is maintained has been developed and will be implemented.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the position has been revised so that whilst general visiting restrictions need to remain in place, temporary arrangements have been put in place to enable short visits to take place by family members in homes that have no cases of COVID-19 Guidelines have been developed and these will continue to be reviewed in line with national guidance and reflect the change in Government guidance on 4 July which still encourages those in the shielding cohort or with an underlying health condition to strictly observe social distancing measures and limit contact with people outside of their household. The newly announced testing for Care Home residents (every 28 days) and staff (every week) may impact on the ability to facilitate these visits i.e. if positive test results are returned.</p> <p>Review by SMT 30/07/2020 notes: that local guidelines which have been developed are being reviewed so that they are in line with guidance issued by central government on 22 July which outlines an enhanced role by the Director of Public Health in terms of ensuring visiting guidelines are robust and risk assessed. We will be seeking to reflect this recommended best practice within visiting arrangements at residential homes for older people and also working with the private, voluntary and independent care home sector across Derbyshire to ensure they also put appropriate arrangements in place.</p> <p>Review by SMT 12/08/2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance.</p>
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	<p>These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>Review by SMT on week beginning 24 August 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health,</p>
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	<p>explaining their enhanced role in relation to care homes.</p> <p>Review by SMT on week beginning 7 September 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response public health advice last week which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example a friend may visit one week and a son/ daughter the next week where this is appropriate and in accordance with the residents wishes.</p>
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	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/ daughter the next week where this is appropriate and in accordance with the residents wishes.</p>
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	<p>There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/ daughter the next</p>
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	<p>week where this is appropriate and in accordance with the residents wishes.</p> <p>An additional letter has been sent to all Care Home visitors and Managers on the 28 September 2020 from Dean Wallace Director of Public Health stating that restrictions remain unchanged at this current time, however are subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Review by SMT on week beginning 19 October 2020 notes that revised guidelines, informed by national guidance issued on 22 July, were agreed by the Assistant Director of Public Health, Director of Adult Social Care (Deputy DASS), and Group Manager Quality & Compliance. These confirm that 1 regular visitor can attend inside or outside of the establishment with appropriate PPE and risk mitigations will be in place. The Unit Managers for each establishment are using an overarching risk assessment completed in conjunction with Health & Safety to develop their own risk management arrangements for each establishment. These revised guidelines were distributed to all DCC residential establishments on 31 July 2020.</p> <p>A letter from the Director of Adult Social Care was also distributed to all DCC residential establishments for them to send on to all nominated relatives of</p>
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	<p>residents explaining the updated guidelines as well as including a copy for their reference. (The guidelines are now available on DCC's website). A letter has also been sent to all homes in Derbyshire (Council and PVI Sector) from the Director of Public Health, explaining their enhanced role in relation to care homes.</p> <p>We have now adjusted our position regarding 'one consistent visitor' in response to public health advice on 14 September 2020 which advised that a greater degree of flexibility may be permitted due to the current level of risk. As a provider we have maintained arrangements for most (unless there are exceptional circumstances) at 1 visitor per week to ensure we can accommodate visits for all that want them but the flexibility will enable these to be visits from different people. It will assist where residents have several people who normally visit them. For example, a friend may visit one week and a son/daughter the next week where this is appropriate and in accordance with the residents wishes.</p> <p>An additional letter has been sent to all Care Home visitors and Managers on the 28 September 2020 from Dean Wallace Director of Public Health stating that restrictions remain unchanged at this current time, however are subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction has now been instigated in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice as advised in a further letter sent from Dean Wallace, Director of Public Health on 13 October 2020. This is due to the</p>
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	<p>infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020 and will take account of the Adult Social Care: COVID Winter Plan 2020-2021.</p> <p>Review by SMT week beginning 2 November 2020 notes that on the 28 September 2020 a letter from Dean Wallace Director of Public Health stated that restrictions remain unchanged at this current time, however these where subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction was instigated by Dean Wallace, Director of Public Health through a letter on 13 October 2020. in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice due to the infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>On the 20 October this was followed by a further letter from Dean Wallace, Director of Public Health outlining the above restriction and due to the raising infection rate further recommended cessation of face to face visiting across the whole of Derbyshire. This recommendation is likely to be impacted further as national guidance develops this week.</p>
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	<p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that on the 28 September 2020 a letter from Dean Wallace Director of Public Health stated that restrictions remained unchanged at that time, however these were subject to change should numbers of infections rise causing Derbyshire to become an area listed by Public Health England's surveillance report as an 'area of intervention'. This would require an immediate move to stop visiting, except in exceptional circumstances such as end of life; in accordance with the Government's new Winter Plan for Social Care: https://www.gov.uk/government/publications/adult-socialcare-coronavirus-covid-19-winter-plan-2020-to-2021/adult-social-care-our-covid-19-winterplan-2020-to-2021.</p> <p>This restriction was instigated by Dean Wallace, Director of Public Health through a letter on 13 October 2020. in relation to cessation of all care home visiting within the Bolsover; Glossopdale; Chesterfield; Erewash and North East areas of Derbyshire until further notice due to the infection rate of Covid-19 in those specific areas rapidly increasing with clusters of cases, outbreaks and sporadic cases across the districts.</p> <p>On the 20 October this was followed by a further letter from Dean Wallace, Director of Public Health outlining the above restriction and due to the raising infection rate further recommended cessation of face to face visiting across the whole of Derbyshire. This recommendation is likely to be impacted further as national guidance develops. Subsequently the whole of England has entered a further lockdown on 5 November 2020 for an initial 4-week period.</p> <p>Derbyshire County Council homes have continued to follow national guidance and are now developing plans for 'closed window visits' in accordance with the</p>
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	<p>local Director of Public Health's advice. Some homes have started these, and some require further work. The environment and layout in some homes does prohibit this. A review is being undertaken on all homes that will struggle to provide an isolated safe internal space to facilitate indoor visits (once permitted again), therefore as part of this review, we will work with our property team to look at options for the supply and instillation of screens in designated visiting rooms.</p> <p>Once restrictions are lifted, in order to ensure visitors conform to infection control procedures, visits are sensitively supervised and the risk assessment and guidance provided to family Carers is clear that hand washing/ sanitising must take place on entry/exit to the home and that PPE must be worn.</p> <p>Our guidance currently states that once face to face visits are allowed; touching should be kept to a minimum. The government's latest guidance states that social distancing must be maintained, but also that consideration should be given to the availability of additional PPE (such as gloves and aprons) if social distancing is difficult to maintain. We anticipate this would be considered in end of life situations and will be reviewing our current guidance and risk assessments to reflect that.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020</p> <p>Review by SMT week beginning 30 November 2020 notes that following the first phase of the Covid-19 Pandemic and the original decision to cease all face to face visits in Care homes, on the 20 October 2020 this was followed by further correspondence from Dean Wallace, Director of Public Health reinforcing additional restrictions due rising infection rates across the County. Cessation of face to face visiting across the whole of Derbyshire was once again instigated following a brief period of visits being supported. Subsequently The whole of England entered further lockdown on 5 November 2020 for an</p>
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	<p>initial 4-week period. Local restrictions from Public Health allow only for closed window visits at this current time due to several outbreaks of Covid-19.</p> <p>When the local Director of Public Health's restrictions are lifted to enable visits to take place once more, should a further outbreak occur; Public Health will once again advise that the home should rapidly move to stop indoor contact visiting. This is with the exception of specific circumstances such as at the end of life, in order to protect vulnerable residents, staff and visitors. These restrictions could continue until such time it is understood that an outbreak has been brought under control and the care home has recovered. The decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team if this occurs.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p> <p>Review by SMT week beginning 14 December 2020 notes that the decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team if this occurs. Whilst this remains in place having moved out of the second full lockdown into tier 3 in Derbyshire on 02 December 2020, visitor testing will be a further safety measure as and when homes do re-open to visitors. We plan to roll out visitor testing via lateral flow tests (fast-track testing) once relatives can visit again. A letter has been sent to relatives discussing both this development and the roll out programme of Covid-19 vaccinations across care homes on 02 December 2020 from Derbyshire County Council Adult Social Care and Health.</p> <p>We will update our visitor guidelines in due course and make the necessary preparations to ensure our homes are equipped to facilitate visits safely as and when appropriate to do so following advice from Public Health locally using the tests in accordance with national guidance.</p>
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	<p>The national plans to roll out the Covid-19 vaccination programme are progressing rapidly. At this stage we do not have an exact date for the launch of the programme although we anticipate the roll out of the vaccine will commence in the coming few weeks. The Council is awaiting further information from health colleagues about the implementation of the programme across care homes in Derbyshire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.</p> <p>Review by SMT week beginning 28 December 2020 notes that notes that following the first phase of the Covid-19 Pandemic and the original decision to cease all face to face visits in Care homes, on the 20 October 2020 this was followed by further correspondence from Dean Wallace, Director of Public Health reinforcing additional restrictions due rising infection rates across the County. Cessation of face to face visiting across the whole of Derbyshire was once again instigated following a brief period of visits being supported. Local restrictions from Public Health allow only for closed window visits at this current time due to several outbreaks of Covid-19. The decision to restart indoor contact visiting will be taken in conjunction with the local Health Protection Team when the Covid-19 infection rate comes under control. Whilst restrictions to visiting remain in place having moved out of the second full lockdown into tier 3 in Derbyshire on 02 December 2020, visitor testing will be a further safety measure as and when homes do re-open to visitors.</p> <p>We plan to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing). Letters from Derbyshire County Council Adult Social Care and Health have been sent to relatives discussing this development in addition to the roll out programme of Covid-19 vaccinations across care homes; and the measures we are taking with colleagues in property services to facilitate safe visiting spaces on 2 and 18 December 2020.</p>
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	<p>The national plans to roll out the Covid-19 vaccination programme are progressing rapidly. At this stage we do not have an exact date for the launch of the programme although we anticipate the roll out of the vaccine will commence in the coming few weeks. The Council is awaiting further information from health colleagues about the implementation of the programme across care homes in Derbyshire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p> <p>Review by SMT week beginning 11 January 2021 notes that due to tier 4 restrictions and subsequently whole of England lockdown measures further introduced on 05 January 2021; closed window visits to residents within care homes are only permissible at this current time due to rising infection levels and a new more transmissible strain of Covid-19. www.gov.uk/guidance/national-lockdown-stay-at-home</p> <p>Adult Social Care and Health had planned to roll out visitor Covid-19 testing via lateral flow tests (fast-track testing) within care homes, and letters from Derbyshire County Council Adult Social Care and Health had been sent to relatives confirming that development. These plans are now on hold and will re-start once it is safe for indoor contact visiting to take place once more.</p> <p>The national plans to roll out the Covid-19 vaccination programme are progressing.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Simon Stevens 20/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – Older Adults Day Centres
Is this a review of a decision? If so, what was the date of the original decision?	Yes, original decision was taken on 20/03/2020
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>Closure of Older Adults Day Centres with effect from 5pm on 20/03/2020. Cessation of service delivery for people aged over 70 in LD Day Services with effect from 5pm on 20/03/2020</p> <p>Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.</p>
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	<p>Government and PHE advice in relation to reducing the risk of infection spread in relation to COVID-19 states that those over 70 should self-isolate and from 4 July should seek to minimise contact with people from other households.</p> <p>As the vast majority of users of our older adult's day centres are over 70 years old it is not possible to continue to operate those services as individuals self-isolate to adhere with social distancing requirements.</p> <p>Although there are small numbers of people aged under 70 attending the centres they are also likely to fall into the category of having an underlying</p>

	<p>'high risk' health condition that means they are advised to strongly adhere to social distancing guidelines and reduce contact with others outside of their household.</p> <p>To support the Government guidance for people aged 70 and over to self-isolate and maintain social distancing it is appropriate that our day centres for older adults remain closed and we avoid bringing groups of six or more people together in a closed environment.</p> <p>Similarly we need to cease the attendance for those aged over 70 attending out learning disability day services so that we can follow Government guidance and protect those individuals, other service users and staff from increased risk.</p> <p>From 4 July onwards it is considered appropriate to maintain this position as individuals are advised to limit contact with other people and social distancing measures need to be maintained.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>All individuals have been assessed in relation to ongoing alternative support to enable them to manage without their day centre service. Monitoring of the wellbeing of individuals will also be undertaken during the closure period. Additional support is being offered to Carers where appropriate.</p> <p>From 4 July onwards consideration is being given to linking in with local community activity created by the Community Response Hub, technology solutions and outdoor activities as alternative forms of provision for individuals where this is appropriate.</p>
<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite if appropriate and alternative arrangements are being considered.</p>

	<p>These risk assessments are being reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures are eased.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, it would have been subject to consultation with service users. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>An Equality Impact Analysis has been undertaken and identified that the decision will have had an impact on both older people and their families and carers. This EIA was completed on 30 June and is being kept under review.</p> <p>The temporary suspension of the service, and the ongoing assessment of older people's care packages brings with it the potential for further risks to those who were attending the service. However, this risk needs to balance with the risk of infection from COVID-19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular reviews, and where appropriate care packages have been adjusted to accommodate the temporary closure of the building-based day services. The Community Response Unit, established by the County Council and a range of voluntary organisations and local businesses, has also been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.</p>

	<p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>The Council continues to review the access restrictions imposed on all its buildings in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Staff have been temporarily redeployed to support other service areas responding to the COVID-19 pressures</p> <p>Feedback in relation to original Officer decision</p> <p>Legal Decision is not time limited, if the issue persists in the longer term then report would be beneficial to highlight longer term strategy to manage the needs of the affected cohort.</p> <p>Response: Two-week review process is now in place and captured on RODR pro forma</p> <p>ODR indicates that individual assessments are to be undertaken to ensure affected person receive the support necessary – update and assurance could be given in the report to confirm timescales and outcomes for these assessments</p> <p>Response: This will be detailed in Cabinet report and RODR document, but reviews have taken place and are being actively reviewed by P&P teams every two weeks. If appropriate following an initial RAG rated assessment social work teams are contacting some individuals on a daily basis to check there is no significant change in their circumstances that may require consideration and mitigation.</p>

	<p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the Government's guidance about social distancing, full consideration has been given to contingency discussions and planning for alternative support evidenced by the statements:</p> <p>'All individuals will be assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.'</p> <p>'Monitoring of the wellbeing of individuals will also be undertaken during the closure period.'</p> <p>Co-funding contributions will be suspended for people whose only service is day care but will continue for people who access other community-based services.</p> <p>Finance It is estimated that the department will lose approximately £2,800 per week in co-funding contributions. This loss of income will be met from the COVID-19 Emergency Grant.</p> <p>Human Resources Staff will be temporarily redeployed to support other service areas responding to the COVID-19 pressures.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion with Cllr Jean Wharmby on 19/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>09/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>,</p>

	<u>29/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021, 21/01/2021</u>
Decision:	<p>Agreed Review agreed by CMT 7/04/2020 and SMT 08/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>Review by SMT 4/06/2020, 11/06/2020, 18/06/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance that prohibits people from meeting indoors in large groups. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>Officers are actively scoping options to see whether individuals who would normally attend a</p>

	<p>day centre can be offered alternative provision which would involve activities based outdoors in line with current social distancing requirements. This needs to be considered on a case by case basis in order to take into account a range of factors specific to an individual that may dictate whether this is feasible as individuals in the shielded group have greater restrictions still in place.</p> <p>Review by SMT 2/07/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance that prohibits people from meeting indoors in large groups.</p> <p>Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p> <p>Consideration is being given to linking in with local community activity created by the Community</p>
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	<p>Response Hub, technology solutions and outdoor activities as alternative forms of provision for individuals where this is appropriate.</p> <p>Review by SMT 16/07/2020: following ongoing work by officers the current position is that building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of older adults, and where appropriate care packages have been adjusted• A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. <p>Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Review by SMT 30/07/2020: The latest review notes that a steering group is continuing to develop a plan for the re-opening of day centres. Initial work has included a desktop-based risk assessment and ranking of establishments to identify which could potentially open as part of a phased-approach; and working with voluntary sector providers to share learning around their experiences of safe re-opening.</p>
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Whilst this work is ongoing the current position is that building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service.

Review by SMT 12/08/2020: noted that a steering group is continuing to develop a plan for the re-opening of day centres. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. A comms plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.

Whilst this work is ongoing the current position is that building-based day services will remain closed due to the national government guidance

	<p>advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of older adults, and where appropriate care packages have been adjusted• A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service. <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers.</p> <p>The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p>
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	<p>Review by SMT on week beginning 24 August 2020 notes that a steering group is continuing to develop a plan for the re-opening of day centres. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. A comms plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.</p> <p>Whilst this work is ongoing the current position is that the majority of building-based day services will remain closed due to the national government guidance advised against gatherings in indoor spaces unless appropriate social distancing can be maintained and limiting contact with people from outside a household. However, options are being explored with the potential of opening three-day service buildings for Older Adults and three day service buildings for people with a Learning Disability across the County. The aim if possible is to open these by 4 October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for 35% capacity to run. Adult Social Care is working very closely with the private, voluntary and independent sector to establish what an offer of community outreach could look like for those who are unable to be accommodated within the building-based capacity. The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none">• Regular review of older adults, and where appropriate care packages have been adjusted• A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
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	<ul style="list-style-type: none"> • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • A working group has been developed including providers in the private, voluntary and independent sector to map out a process which will explore and establish the options for ongoing safe provision of service. • A hub has now been created with the aim of assisting the development of plans to maximise our offer of support taking into account the restrictions and guidance still in place. Once plans are finalised staff can be redeployed effectively. <p>Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers.</p> <p>The services will not be able to support the same number of people and given the vulnerability of those who attend additional precautions will need to be taken.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p> <p>Review by SMT on week beginning 7 September 2020 notes that a steering group is</p>
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	<p>continuing to develop a plan for the re-opening of day centres.</p> <p>Social distancing, even with the current relaxations, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.</p> <p>Many of the buildings used as day centres have not been designed, with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.</p> <p>A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment.</p> <p>A communication plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening.</p> <p>Options are being explored with the potential of opening three-day service buildings for Older Adults The aim, if possible, is to open these by early October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity and the co-dependency of transport arrangements. We are going to write to all people and / or their family/ carers who accessed this service historically to explain this work with the letters arriving with people during week of 7 September 2020.</p>
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The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.

Review by SMT on week beginning 21

September 2020 notes that a steering group is continuing to develop a plan for the re-opening of day centres. Currently work is underway in order to get day services open as soon as is safely possible to do so. The aim is to open three by the beginning of November with the rest following shortly after. This is of course subject to any local changes due to the ongoing pandemic.

Social distancing will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services.

Many of the buildings used as day centres have not been designed, with this in mind, as historically the ethos of the offer is the facilitation of group activity for older people to reduce isolation and increase companionship.

A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment.

A communication plan is also being developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening if and when this is permitted and safe to do so.

Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, the plan being explored would allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity and the co-dependency of transport arrangements.

Communications planned to be published week of 7 September 2020, including letters, had been paused whilst clarification was sought on the implementation of the new Laws arising from the introduction of the 'rule of six', which we now know day services are exempt from.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.

Review by SMT on week beginning 5 October 2020 notes that

	<p>Three day centres are being considered in the first phase.</p> <p>Property Services and Health and Safety are working towards the buildings being “Covid” compliant by October, but it is likely to be some weeks after that before we can safely have people using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work</p>
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with representatives from voluntary sector providers to share learning around their experiences of safe re-opening if and when this is permitted and safe to do so.

Letters were sent out on Monday 28 September 2020 to people who use day services and their carers stating our plan to re-open 3-day service facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise will commence week beginning 5 October 2020.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

Review by SMT 19 October 2020 notes that: a steering group is continuing to develop a plan for the re-opening of day centres. This review has account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.

Three-day centres are being considered in the first phase. Property Services and Health and Safety are working towards the buildings being "Covid" compliant by October, but it is likely to be some weeks after that before we can safely have people

	<p>using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples ; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group will continue to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening and to ensure capacity across Derbyshire.</p> <p>Letters were sent out on Monday 28 September 2020 to people who use day services and their</p>
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	<p>carers stating our plan to re-open 3-day service facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise has commenced and will be completed by the end of October.</p> <p>Queen's Court and Shirevale have both been signed off as COVID -19 secure with Ambervale requiring one further risk assessment due to the day centre being a component of the residential unit. However, exploration is now needed to explore the impact of Tier 2 and Tier 3 local restrictions on these arrangements.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>A prioritisation exercise has commenced and is now completed in several areas. Plans are in place to re-open Queen's Court and Shirevale by mid-November.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Three-day centres are being considered in the first phase. Queen's Court; Shirevale and Ambervale which have been signed off as COVID -19 secure. Work is underway to also open Jubilee which operates in conjunction with Queens Court as 1 service over 2 locations to account for the rurality in the north of the County.</p> <p>Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are</p>
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	<p>being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. However recent Government guidance now only allows for 15 people at any one time, exclusive of staff.</p> <p>We are also exploring transport which has also seen a significant reduction in capacity. With transport there are also now additional rigorous cleaning regimes which must be in place for infection control. There are also interdependencies with ensuring children and young people with disabilities can attend school.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work. The steering group continues to work with representatives from voluntary sector providers to share learning around their experiences of safe re-opening and to ensure capacity across Derbyshire. It may be possible to access private and voluntary sector provision if after the prioritisation exercise; there is an indication that there are more individuals who are deemed to be at the highest priority need to re-access a service than what restrictions allow to be provided for in-house.</p> <p>Letters were sent out on Monday 28 September 2020 to people who use day services and their carers stating our plan to re-open 3-day service</p>
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	<p>facilities across the county at Queen's Court in Buxton; Shirevale in Shirebrook; and Ambervale in Heanor. A prioritisation exercise has commenced and is due to be completed week beginning 09 November 2020. Plans are in place to aim for opening the above 3 services with the addition of Jubilee in the High Peak during November 2020.</p> <p>Based on advice from our legal services; by opening the above day services to small groups of people; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding them of the risks and the judgment that they must make whether to continue to attend the service or not.</p> <p>Given several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend, or it is deemed not in their best interests to attend; their place will be held for this period of time.</p>
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The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.

Review by SMT week beginning 30 November 2020 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021.

Based on current Government guidelines and following advice from our legal services; by opening the above day services to small groups of people; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering:
https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

Three-day services (across four locations) are being re-opened in the first phase of opening centres. Queen's Court with Jubilee; Shirevale and Ambervale which have been signed off as COVID -19 secure. It was anticipated that these services would re-open with reduced numbers of people attending during the week beginning 30 November 2020, but due to revised arrangements

	<p>concerning safe transport of people who might become symptomatic during a session, these services are now due to reopen week beginning 7 December 2020.</p> <p>The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are putting in place safe systems of work around making sure that transport to and from the day services is Covid safe, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service.</p> <p>A communication plan has been developed to ensure people who had been accessing services and/or their family / carer(s) are kept informed of this work and letters were sent out to those people on Monday 28 September 2020 informing them of our re-opening plans.</p> <p>To note a number of those offered a place who have been assessed as highest priority have declined in some areas thus allowing for places to be additionally offered to those assessed as moderate risk.</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding Service Users and Carers of the risks and the informed decision that they must make whether to continue to attend the service or not.</p>
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Given that several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend, or it is deemed not in their best interests to attend; their place will be held for this period of time.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale which have been signed off as COVID -19 secure. The intention is to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021.

The work we have done to prepare for this has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently looking like only 35% of people

who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.

The following mitigations have been put in place since the original decision to close building-based services was approved, including:

- Regular review of older adults, and where appropriate care packages have been adjusted
- A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.
- Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

Review by SMT week beginning 28 December 2020 notes that notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021. The ambition is to open all our Older Adults day services in a phased approach.

Based on current Government guidelines and following advice from our legal services; by re-

	<p>opening four day services in phase one to small groups of people; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf</p> <p>Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020. We continue to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021. We are currently working on ensuring that the locations where possible to open further day centres in phase 2 meet robust Covid secure requirements.</p> <p>The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically being able to attend on any one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.</p> <p>Following a prioritisation exercise for reopening centres in phase 1; a number of those offered a place who had been assessed as highest priority declined in some areas, thus allowing for places to be additionally offered to those assessed as moderate risk. We will need to revisit prioritisation according to people's changing needs in phase 2 reopening.</p> <p>We discussed with all who planned to attend in phase 1 that have health conditions which mean they are clinically vulnerable and clinically</p>
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	<p>extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, (<i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020,</i>) there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others. We will revisit this advice with people within the phase 2 offer.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none"> • Regular review of older adults, and where appropriate care packages have been adjusted • A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered. • Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p> <p>Review by SMT week beginning 11 January 2021 notes that a steering group has continued to develop a plan for the re-opening of day centres. This review has taken account of the recently published Adult Social Care: COVID Winter Plan 2020- 2021. The ambition is to open all our Older Adults day services in a phased approach.</p>
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	<p>By re-opening four day services in phase one in to small groups of people; we followed Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enabled the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukSI/2020/1200/pdfs/ukSI_20201200_en.pdf</p> <p>Three-day services (across four locations) have been re-opened in the first phase of re-opening centres. Queen's Court with Jubilee; Shirevale and Ambervale re-opened on Monday 7 December 2020. We continue to review the learning achieved in re-opening these centres in order to roll out phase 2 which is anticipated early in the new year 2021. We are currently working on ensuring that the locations where possible to open further day centres in phase 2 meet robust Covid secure requirements.</p> <p>Following a new national lockdown in place from 05 January 2021 due to rising infection rates and a new variant of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.</p> <p>All day service attendees and/or their carers are being contacted by day service staff to advise them of the new guidelines. Some attendees who are not classed as Clinically Extremely vulnerable have declined to attend at this time or until they have been vaccinated. Attendees have been assured that this will not jeopardise their place moving forwards. We are revisiting establishment risk assessments for all open day services to ensure they still meet covid secure guidelines under the new national lockdown.</p> <p>The work completed for reopening has revealed that; due to safety measures, there is a significant impact on the capacity of each centre which is currently approximately only 35% of people who attended historically being able to attend on any</p>
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	<p>one day. We have also put in place safe systems of work around making sure that transport to and from the day services is Covid secure, which includes very rigorous cleaning schedules and adjusted ways of working with people to whom we provide a service, including increased use of PPE.</p> <p>The following mitigations have been put in place since the original decision to close building-based services was approved, including:</p> <ul style="list-style-type: none">• Regular review of older adults, and where appropriate care packages have been adjusted• A small number of older adults who use building-based day services have been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carer's emergency plans are being offered.• Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however again we are reviewing the safety of this option under the new national lockdown. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Simon Stevens 20/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – Learning Disability Day Services
Is this a review of a decision? If so, what was the date of the original decision?	Yes, original decision date was 23/03/2020.
Key decision? If so, have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>Closure of building based Day Centres for people with a Learning Disability with effect from 5pm on 23/03/2020.</p> <p>This will mean the closure of DCC run day centres for people with a day service and advice to PVI services that operate in large groups using a building base to close.</p> <p>Other PVI day services that operate in small groups outside and through one to one activity with personal assistance are not at this time being advised to close.</p> <p>Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.</p>
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council	In order to adhere to Government guidance, we need to close our day centres for people with a learning disability and avoid bringing groups of people together in a closed indoor environment where social distancing may not be able to be effectively maintained.

<p>policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>At the start of lockdown, we tried to deliver the service using opportunities to do this in a way that enable social distancing, but this has not proven sustainable.</p> <p>All individuals have been assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.</p> <p>Monitoring of the wellbeing of individuals will also be undertaken during the closure period.</p> <p>From the 17 April, it was agreed that the limited operation of two day centres would take place to support people with complex needs has been considered and approved as appropriate risk mitigation to prevent placement breakdown and reduce the probability of hospital admission.</p> <p>As lockdown measures are eased from 4 July onwards, the following measures are being considered as alternatives if appropriate for the individual.</p> <ul style="list-style-type: none"> • digitally • phone calls to Service users or there their carers • Activity packs to do at home • Shopping • Newsletters, Support letters and photographs • Some farms were offering and delivering food packs to service user's doors and into the local community. <p>Some private, voluntary and independent sector services have continued to provide alternative provision to support families and carers.</p>

<p>Has a risk assessment been conducted- if so, what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term planning, carer support, carer breakdown, provision of emergency respite if appropriate and alternative arrangements are being considered.</p> <p>These risk assessments are being reviewed on a regular basis to check that they remain appropriate in line with national guidance and consideration of the range of support available as lockdown measures are eased.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>Yes, it would have been subject to consultation with people who access DCC day service provision. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.</p> <p>From 4 July as lockdown measures eased, the intention within Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/ carers, recognising that fewer people will be able to attend a building-based offer on a daily basis and this should be reserved for those most at risk of carer breakdown and those with the highest level of need.</p>

<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>The original decision was taken in response to guidance published by the Department for Health and Social Care concerning the high-risk groups of people who should self-isolate for 12 weeks, and the adhere to the 2-metre social distancing.</p> <p>The decision will have had an impact on both people with a learning disability and their families and carers. The temporary suspension of the service, and the ongoing assessment of people's care packages brings with it the potential for further risks to those who were attending the service. However, this risk needs to balance with the risk of infection from COVID 19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular reviews, and where appropriate care packages have been adjusted to accommodate the temporary closure of the building-based day services. A temporary day service is being provided by the Council for some people living with complex learning disabilities where it was felt appropriate to continue to provide that service. This has been done in accordance with Government guidelines concerning social distancing, use of PPE and infection control measures.</p> <p>An EIA was completed on 30 June and is being kept under review.</p> <p>The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.</p> <p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre</p>
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	<p>provision being closed and carers emergency plans are being offered.</p> <p>Whilst the Council continues to review the access restrictions imposed on all its buildings, in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people, it is not expected that building-based services will be returning as previously provided prior to COVID-19.</p> <p>A programme group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and will report back to Cabinet with a position that will update/ override this ODR and put longer term arrangements in place.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Feedback in relation to original Officer decision</p> <p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the Government's guidance about social distancing, full consideration has been given to contingency discussions and planning for alternative support evidenced by the statements:</p> <p>'All individuals will be assessed as to whether they require ongoing alternative support to enable them to manage without their day centre service and this will be provided.'</p> <p>'Monitoring of the wellbeing of individuals will also be undertaken during the closure period.'</p> <p>Co-funding contributions will be suspended for people whose only service is day care but will continue for people who access other community-based services.</p>

	<p>Finance It is estimated that the department will lose approximately £5,000 per week in client contributions. This loss of income will be met from the COVID-19 emergency grant.</p> <p>Human Resources Staff will be temporarily redeployed to support other service areas responding to the COVID-19 pressures.</p> <p>Legal The Council has powers in accordance with s1-6 of the Localism Act 2011 to do that which will be to the 'benefit of the authority, its area or persons resident or present in its area'. The proposed benefit of this action is to support the reduction in COVID-19 infections and reduce the transmission of the virus. Due to the timescales involved it has not been possible to consult affected persons but arrangements have been put in place to assess those current service users who will be impacted by the decision and to ensure that they are provided with alternate support should this be required. An evaluation of the risks of this course of action and the mitigation of these risks and an EIA are being undertaken.</p> <p>The decision is a proportionate and reasonable response to COVID-19 risks. The suspension of this service type, in isolation, where other services will continue on a business as usual basis is possible applying flexibilities under the Care Act 2014. It represents a Stage 2 decision as set out within the Care Act easements: Guidance for local authorities</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion between Helen Jones and Cllr Jean Wharmby on 23/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>,</p>

	<p><u>17/09/2020, 1/10/2020, 15/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021, 21/01/2021</u></p>
Decision:	<p>Agreed by CMT 23/03/2020</p> <p>Review agreed by CMT 7/04/2020 and SMT 08/04/2020</p> <p>Review by SMT 17/04/2020 proposal to utilise two learning disability day service buildings during COVID-19 outbreak was agreed.</p> <p>Review by SMT 22/04/2020, 21/05/2020, 6/05/2020, 4/06/2020, 11/06/2020, 18/06/2020: It is considered necessary to keep the closure of day centre provision in place due to ongoing social distancing requirements in line with national Government guidance. Clients who would normally attend a day centre have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via attendance at a day centre.</p> <p>Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>For clients with a complex learning disability, where appropriate, individual arrangements have been put in place to ensure there is an alternative day service provision and this is in place to prevent placement breakdown or avoid hospital admission.</p> <p>Review by SMT 2/07/2020: it is considered necessary to keep the closure of day centre provision in place.</p> <p>Everyone who attended a day service has been assessed, contingency plans put into place, with these being reviewed on a two-weekly basis to</p>

ensure social care need is being met. A very small number of adults with learning disability have continued to access some building-based support to prevent family breakdown. This has been complex to manage and has required significant risk assessments to be in place.

Some private, voluntary and independent sector services have continued to provide alternative provision to support families and carers.

A variety of the alternative support being delivered is:

- digitally
- phone calls to Service users or their carers
- Activity packs to do at home
- Shopping
- Newsletters, Support letters and photographs
- Some farms were offering and delivering food packs to service user's doors and into the local community.

Ongoing work is to consider how these services are re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The intention with Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/ carers, recognising that fewer people will be able

to attend a building-based offer on a daily basis and this should be reserved for those most at risk of carer breakdown and those with the highest level of need.

Review by SMT 16/07/2020: Following ongoing work by officers the current position is that learning disability day services will remain closed. A working group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and reported on at an appropriate time. This group is actively reviewing Government guidance, including that issued from 4 July to consider how these services can be re-opened safely and consideration is required in several areas. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to reduce risk of exposure to COVID – 19 for people who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

Several factors are being explored these have been raised nationally through the Association of Directors for Adult Social Services (ADASS). This includes testing, use of face masks, the ability to manage with dignity, social distancing for people who lack capacity to understand the need and requirement for this. The experience of the attendee and their family/ carer to ensure that this remains a positive experience

The intention within Derbyshire is to co-produce “a new offer” with those who have historically used day services/ day activities and their families/

carers, recognising that fewer people will be able to attend a building-based offer on a daily basis and this should be reserved for those most at risk of carer breakdown and those with the highest level of need. People with Learning Disability and their carers will shortly be receiving letters communicating this approach.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

Review by SMT 30/07/2020: The latest review on 30 July 2020 notes that a 'hub' of staff is being created to explore specifically the safest and most practicable way of starting to deliver a service again. Training in upskilling staff in order to do so is currently being developed. Following ongoing work by officers the current position is that learning disability day services will remain closed. A working group has been formed to look at options for the future delivery of these services and these will be co-produced with people with a learning disability and reported on at an appropriate time. It will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time and infection control measures will be required to

reduce risk of exposure to COVID – 19 for people who attend these services. Many of the buildings used as day centres have not been designed with this in mind. Detailed risk assessments are required to ensure measures can be put in place to safeguard those who attend, staff and informal carers. Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team on 13 August 2020.

Review by SMT 12/08/2020: The latest review on 13 August 2020 notes that the working group has continued to work on options for the future of these services. A 'hub' of staff will be established on the 17 August to co-produce the new offer with people with learning disability, their families and carers. Many of the buildings used as day centres have not been designed with this in mind.

Detailed risk assessments have now been completed recognising it will not be possible for all

services to resume at the same time or at the same levels of attendance as pre-pandemic. Social distancing, even if relaxed, will remain a feature within the Country for some time which indicate building based occupancy will need to reduce to approximately 35%. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment

Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted
- Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE).
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team on 27 August 2020.

Review by SMT on 27/08/2020 notes that the working group has continued to explore options for the future of these services. A temporary 'hub' of

	<p>staff was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.</p> <p>Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic. Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even if relaxed, will remain a feature within the Country for some time which indicate building-based occupancy will need to reduce to approximately 35%. A phased approach is being considered, with site visits being planned to examine further issues relating to safe use of the buildings, and storage of cleaning equipment. Options are being explored with the potential of opening three day service buildings for people with a Learning Disability across the County. The aim if possible is to open these by 4 October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for 35% capacity to run.</p> <p>Transport provision to support people to get to a day centre also needs to be considered in line with social distancing requirements and this may mean there is reduced capacity.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening
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	<p>a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis.</p> <ul style="list-style-type: none"> • A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p> <p>Review by SMT on week beginning 7 September 2020 notes that the working group has continued to explore options for the future of these services. A temporary 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.</p> <p>Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even with the current relaxation, will remain a feature within the Country for some time which indicate building.</p> <p>Options are now being explored with the potential of opening three-day service buildings for people</p>
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	<p>with a Learning Disability across the County. The aim if possible is to open these by early October 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan will allow for approximately a 35% capacity. Work is now underway to explore who should access this capacity, the activities to be offered and the co-dependency of transport arrangements.</p> <p>Consideration is being given as to how we can use our existing day services to provide non-building based, activities in local communities for those unable to attending day centres.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted. • The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis. • A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
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	<ul style="list-style-type: none"> • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that a working group has continued to explore options for the future of these services. A temporary ‘hub’ of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers.</p> <p>Detailed risk assessments have now been completed recognising it will not be possible for all services to resume at the same time or at the same levels of attendance as pre-pandemic.</p> <p>Many of the buildings used as day centres have not been designed with social distancing in mind. Social distancing, even with the current relaxation, will remain a feature within the Country for some time which indicate building.</p> <p>Options have been explored with the potential of opening three-day service buildings for people with a Learning Disability across the County. The aim is to open these by early November 2020. Taking into consideration government guidance regarding distancing and gatherings within indoor spaces, this plan would allow for approximately a 35% capacity. Work continues to explore prioritise who should access this capacity, the activities to be offered and the co-dependency of transport arrangements. Consideration is being given to how we can use our existing day services to provide non-building based, activities in local communities for those unable to attend day centres.</p>
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	<p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted. • The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis. • A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p>
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Three day centres are being considered in the first phase. A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with 71 people with a learning disability and/or who are autistic.

Property Services and Health and Safety are working towards the buildings being "Covid" compliant by October, but it is likely to be some weeks after that before we can safely have people using the facilities. This is especially important as we know that many people that we support within day services are very vulnerable, live with vulnerable carers and are often unable to comply with many of the other requirements that are being used to ensure social distancing and infection control. For example; staying 2 metres apart, wearing face masks, queuing, waiting outside a room or building and covering a cough or sneeze.

Ensuring the buildings are COVID -19 compliant is only one aspect. Detailed risk assessments are being compiled which include the following examples; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create "bubbles", ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.

The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- The Parkwood Centre in Alfreton, Whitemoor in Belper and the Outlook Centre in Long Eaton have been providing very limited emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). In the North East, Carter Lane has been used by two people to prevent crisis and a breakdown of the care at home. In the High Peak two people again have been supported within the Alderbrook building in order to prevent crisis.
- A small number of people with a learning disability who use building-based day services have been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020

Review by SMT 19 October 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but

also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.

Four-day centres have been considered in the first phase.

Parkwood, Newhall, Alderbrook and additionally No limits. Property Services and Health and Safety have ensured the buildings are COVID -19 compliant. Detailed risk assessments have been compiled which include the following examples ; the recognition of regular cleaning regimes such as surfaces and toilets and the need to train staff to complete this, the creation of individual activity boxes, the creation of groups of staff to create “bubbles”, ensuring staff are able to change from outdoor clothing into clothing just to be worn within the centre and laundry of this clothing.

The work we have done to prepare for this has revealed that; due to safety measures, there will be a significant impact on the capacity of each centre which is currently looking like only 35% of people who attended historically will be able to attend on any one day. We are also exploring transport which has also seen a significant reduction in capacity, requires cleaning and has interdependencies with ensuring children and young people with disabilities are able to attend school.

It is anticipated that these centres will be able to open to reduced numbers on the 2 of November however exploration is now needed to explore the impact of Tier 2 and Tier 3 local restrictions on these arrangements.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November

Review by SMT week beginning 2 November 2020 notes that Parkwood, Newhall and No limits are now open to reduced numbers with Alderbrook

	<p>planning to open as soon as building repair work has been completed to fix damage from a significant leak.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.</p> <p>Following intensive risk assessments, the day centres that are Covid safe and currently open to small numbers of people with a learning disability are; Newhall, Parkwood, No Limits, Whitemoor and Outlook; with Alderbrook opening shortly.</p> <p>The work we have done to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service Users on any day to access individual services unless in completely separate 'bubbles' of 15 using separate areas of a building with separate facilities such as entrances/exits and toilet facilities. This is possible at some of the larger centres such as Outlook in Long Eaton.</p> <p>Based on advice from our legal services; by opening the above day services to small groups of People; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which</p>
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	<p>enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf</p> <p>We are discussing with all who attend that have health conditions which mean they are clinically vulnerable and clinically extremely vulnerable; that whilst it is perfectly lawful for DCC to run the service and for them to leave their homes to attend, there remains increased risks to them should they contract Covid 19 and Government Guidance is for them to minimize contacts with others.</p> <p>Consequently, we are reminding them of the risks and the judgment that they must make whether to continue to attend the service or not.</p> <p>Given several people who attend our day services may not have the capacity to make this decision, Mental Capacity Assessments are being completed and Best Interest Decisions made. Additional risk assessments will also be completed for those who are either Clinically vulnerable or extremely clinically vulnerable that wish to attend. For those who choose not to attend or it is deemed not in their best interests to attend; their place will be held for this period of time.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small amount of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have
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	<p>made use of the Community Response Unit's services.</p> <ul style="list-style-type: none"> • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. • Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that This has been reviewed on nineteen occasions by Adult Social Care and Health Senior Management Team and a discussion between the Executive Director and Cabinet Member.</p> <p>The latest review on week beginning 30 November 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>A 'hub' of practitioners was established on the 17 August to progress reviews and assessments, but also co-produce the new offer with people with learning disability/Autism, their families and carers. This group of practitioners are now actively working with people with a learning disability and/or who are autistic.</p> <p>Based on advice from our legal services; by opening the above day services to small groups of People; we are following Regulation 11(9) of <i>The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020</i>, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf</p>
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	<p>Following intensive risk assessments, the day centres that are Covid safe and currently open to small numbers of people with a learning disability are; Newhall, Parkwood, No Limits, Whitemoor and Outlook. Alderbrook has just opened, and Carter Lane will be opening soon.</p> <p>The work we have done to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service Users on any day to access individual services unless in completely separate 'bubbles' of 15 using separate areas of a building with separate facilities such as entrances/exits and toilet facilities. This is possible at some of the larger centres such as Outlook in Long Eaton.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small amount of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.
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The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021. A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by opening some day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/uksi/2020/1200/pdfs/uksi_20201200_en.pdf

A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We are working on more being able to open over the coming weeks.

The work we continue to do to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, recent updated Government guidance will allow for no more than 15 service users on any day to access individual services unless in separate 'bubbles' of 15 using separate areas of a building with separate facilities. This may be possible at some of the larger centres. The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.
- In addition to the small number of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).
- A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.
- Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

Review by SMT week beginning 28 December 2020 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by opening some day services to small groups of People; we are following Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enables the continuation of day care as a permitted exception to an indoor gathering:
https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

	<p>A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We continue to work with colleagues in health and safety and Public Health in order to be able to open additional centres shortly.</p> <p>The work we continue to do to enable this has revealed that due to safety measures, there is a significant impact on the capacity of each centre. In addition, Government guidance will allow for no more than 15 service users on any day to access individual services unless in separate 'bubbles' of 15 using separate areas of a building with separate facilities. This may be possible at some of the larger centres.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• In addition to the small number of centres which have opened; staff from other centres continue to provide outreach services to people in places where buildings have not opened, (and in doing so following appropriate guidelines about use of PPE).• A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments.
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The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.

Review by SMT week beginning 11 January 2021 notes that a working group has continued to explore options for the future of these services. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021. A 'hub' of practitioners remains actively working with people with a learning disability and/or who are autistic.

Based on advice from our legal services; by opening some day services to small groups of People; we followed Regulation 11(9) of ***The Health Protection (Coronavirus, Restrictions) (England)(No. 4) Regulations 2020***, which enabled the continuation of day care as a permitted exception to an indoor gathering: https://www.legislation.gov.uk/ukxi/2020/1200/pdfs/ukxi_20201200_en.pdf

A number of day services are open and receiving people following assessment from the hub, and some are open to prevent crisis to those who have high needs as emergency placements. We continue to work with colleagues in health and safety and Public Health in order to be able to open additional centres when possible.

Following a new national lockdown in place from 05 January 2021 due to rising infection rates and a new variant of Covid-19, Clinically Vulnerable and Clinically Extremely Vulnerable day service users have been advised that they should stay at home in line with government guidance, unless it is deemed their attendance is essential.

All day service attendees and/or their carers are being contacted by practitioners in the hub to advise them of the new guidelines and complete further individual risk assessments. Service Users choosing or not able to attend have been assured that this will not jeopardise their place moving forwards. We are revisiting establishment risk

	<p>assessments for all open day services to ensure they still meet covid secure guidelines under the new national lockdown.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people with a learning disability or autism, and where appropriate care packages have been adjusted.• Where possible and where capacity allows, we are offering very limited outreach to those who are assessed as high priority that have not been able to attend or have chosen not to attend a centre, however again we are reviewing the safety of this option under the new national lockdown.• A small number of people with a learning disability who use building-based day services have previously been referred to and have made use of the Community Response Unit's services.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.• Day centre staff have either supported outreach work or have been redeployed to Older Adults residential establishments. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Simon Stevens 23/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Day Care - Temporary Closure / cessation of Service	
Subject of Decision: (i.e. services affected)	Service closure – planned respite.
Is this a review of a decision? If so, what was the date of the original decision?	Yes, review of decision made 23/03/2020
Key decision? If so have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>Cessation of planned respite breaks services for Older Adults and people with a Learning Disability with effect from 23/03/2020</p> <p>Review process Decision is subject to a minimum of fortnightly review by SMT and Cabinet Member, being reported to Cabinet Member on a fortnightly basis.</p>
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	<p>Government and Public Health England advice in relation to reducing the risk of infection spread in relation to COVID-19 states that those aged 70 and over 70 should self-isolate and adhere to social distancing requirements.</p> <p>We need to reduce the risk of cross infection for both those using respite and long-term care home residents to reduce the number of individuals coming in and out of the services to reduce risks in relation to infection.</p> <p>As the vast majority of users of our older adult respite care services are used by people aged 70 and over it is not possible to continue to operate those services safely.</p>

	<p>Similarly, significant numbers of the people using our learning disability respite services are likely to fall into the category of having an underlying 'high risk' health condition that means they would be advised to socially distance and minimise contact with others from outside of their household.</p> <p>In order to protect them and other residents within our residential care homes non-urgent respite provision remains closed.</p>
Alternative Options Considered (if appropriate) and reasons for rejection of other options	All individuals are being monitored and reviewed during the period the provision does not operate as normal to ensure that the withdrawal of planned respite does not lead to significant risks to their health and wellbeing.
Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated	Individual risk assessments have been undertaken in relation to this decision and concerns relating to long term emergency respite if appropriate and alternative arrangements are being considered.
Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision	Yes it would have been subject to consultation with service users. Consultation did not take place due to national advice being issued from the Government regarding the COVID-19 pandemic response which stated that vulnerable groups needed to undertake social distancing to protect their health and wellbeing. Therefore, an urgent decision needed to be taken.
Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?	<p>The decision will have had an impact on older adults, people with a learning disability and their families and carers. The temporary suspension of the service, and the ongoing assessment of peoples care packages brings with it the potential for further risks to those who make use of the service. However, this risk needs to balance with the risk of infection from COVID 19 and adherence to national guidelines.</p> <p>Mitigations have been put in place through the regular review of people who would normally</p>

	<p>access the provision, and where appropriate care packages have been adjusted to accommodate the temporary cessation of the service Emergency respite services have continued to operate from a number of the Council's establishments, or as an outreach services for some people, to support both older adults and people with a learning disability and their family / carers – particularly in order to reduce the risk of carer breakdown.</p> <p>The Community Response Unit, a partnership between the County Council and a range of voluntary organisations and local businesses, has been established to make sure vulnerable residents are supported through the coronavirus outbreak. Whilst it is not known if people who have previously accessed respite services have been referred to or used the Unit, it is known that older adults and people with a learning disability who use other services such as building-based day care have accessed this Unit's services.</p> <p>Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of the cessation of planned respite and carers emergency plans are being offered.</p> <p>Whilst the Council continues to review the access restrictions imposed on all its buildings, in line with national guidance concerning social distancing and self-isolation requirements for vulnerable people, it is not expected that the building-based planned (bookable) respite service will return to normal operating arrangements in the short to medium term.</p> <p>An EIA was completed on 30 June and is being kept under review.</p>
<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other</p>	<p>Any excess staffing capacity generated as a result of this cessation of service will be temporarily redeployed to support other service areas responding to the COVID-19 pressures</p>

<p>considerations as required))</p>	<p>Feedback on original Officer Decision:</p> <p>Legal</p> <p>Decision is not time limited, if the problem persists in the longer then report would be beneficial to highlight longer term strategy to manage the needs of the affected cohort.</p> <p>Response: Two-week review process is now in place and captured on RODR pro forma</p> <p>ODR indicates that individual assessments are to be undertaken to ensure affected person receive the support necessary – update and assurance could be given in the report to confirm timescales and outcomes for these assessments</p> <p>Response: This will be detailed in Cabinet report and RODR document, but reviews have taken place and are being actively reviewed by P&P teams every two weeks.</p> <p>Finance</p> <p>There are no additional financial considerations in relation to this proposal.</p> <p>Principal Social Worker</p> <p>The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework. Whilst this decision was informed by the government’s guidance about social distancing and COVID-19 guidance in relation to residential care and supported living full consideration has been given to contingency discussions and planning for alternative support evidenced by the following statement: ‘All individuals will be monitored and reviewed during the cessation period to ensure that the withdrawal of planned respite doesn’t lead to significant risks to their health and wellbeing’. Guidance has been issued to frontline assessment staff to inform their person-centred conversations when exploring equivalent levels of support. Associated RAG rating records have been regularly completed and updated.</p>
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<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Discussion between Helen Jones and Cllr Jean Wharmby on 22/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>, <u>12/11/20</u>, <u>26/11/2020</u>, <u>10/12/2020</u>, <u>21/12/2020</u>, <u>7/01/2021</u>, <u>21/01/2021</u></p>
<p>Decision:</p>	<p>Agreed Review agreed by CMT 07/04/2020 and SMT 8/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: It is considered necessary to continue to cease planned respite activity due to ongoing social distancing requirements in line with national Government guidance. Clear evidence that spread within care homes is due to bringing people in from the community.</p> <p>We continue to need to reduce the risk of cross infection for both those using respite and long-term residents and so reducing the number of individuals coming in and out of the service is essential.</p> <p>Clients who would normally attend a planned respite break have had their care package reviewed and it is continuing to be reviewed on a minimum of a fortnightly basis to check that no additional support is required as an alternative to the support which would have normally been received via respite. Derbyshire Carers Association is also offering support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered.</p> <p>In addition, the respite beds are being utilised to support hospital discharge and increase bedded capacity in residential care.</p>

	<p>Urgent respite provision is still in place as a mitigation where this is considered appropriate.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that building-based planned respite services will remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase as a result of day centre provision being closed and carers emergency plans are being offered. <p>Review by SMT 30/07/2020 notes: following ongoing work by officers that the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
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	<ul style="list-style-type: none"> • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so. This is in order to provide a period of respite during the day to support Carers as far as is possible to do currently. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite during the day reduce as a result of day centre provision being closed and carers emergency plans are being offered. <p>Review by SMT 12/08/2020 notes: that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Parkwood Centre in Alfreton has been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE). • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite during the day reduce as a result of day centre provision being closed and carers emergency plans are being offered.
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	<p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted• Five building based day services across the County for people with a learning disability have been providing emergency day service provision for those people for whom it has been identified as being appropriate to do so, with staff from other centres providing outreach services to people in place of opening a building (and in doing so following appropriate guidelines about use of PPE) in order to provide an element of respite to support Carers in their increased role. The bungalow at Newhall, which is a learning disability resource has also supported one individual with respite care.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered. <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p>
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	<p>Review by SMT on week beginning 7 September 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p>
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- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.

Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.

The following mitigations have been put in place since the original decision was approved, including:

- Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted
- Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans are being offered.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020 and will take account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

	<p>Review by SMT 19 October 2020 notes that following ongoing work by officers the current position is that building-based planned respite services will continue to remain closed.</p> <p>Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control). There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November.</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>There is currently no change to this position The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning is currently in the preliminary stages and a location is yet to be fully finalised.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p>
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	<ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans have been offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so (in line with Government guidelines for use of PPE and infection control).</p> <p>Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning remains in the preliminary stages and a location is yet to be fully finalised.</p> <p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none"> • Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision. • Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of
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	<p>planned respite within residential care. Carers emergency plans have been offered. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p> <p>Review by SMT week beginning 14 December 2020 notes that Currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.</p> <p>Review by SMT week beginning 28 December 2020 notes that the position remains unchanged in that currently officers are working towards re-opening a centre within the County to offer respite in a Covid-secure environment. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p> <p>Review by SMT week beginning 11 January 2021 notes that following ongoing work by officers the current position is that most building-based planned respite services will continue to remain closed. Emergency respite provision continues to be offered, both through building-based services or through outreach services to an individual's home where safe and appropriate to do so, however we are reviewing the safety of continuing this during the new national lockdown.</p> <p>Officers will continue working towards re-opening a centre within the County to offer respite in a Covid-secure environment when it is safe to do so. This planning continues to remain in the preliminary stages and a location is yet to be fully finalised.</p>
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	<p>The following mitigations have been put in place since the original decision was approved, including:</p> <ul style="list-style-type: none">• Regular review of people who need to access respite provision, and where appropriate care packages have been adjusted to reflect the additional care provision.• Derbyshire Carers Association has continued to offer support to carers who may have seen their caring duties increase and therefore their ability to have any respite reduce as a result of day centre provision being closed and cessation of planned respite within residential care. Carers emergency plans have been offered. <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Simon Stevens 22/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Simon Stevens	Service: Adult Social Care
Delegated Power Being Exercised: Significant management decisions which could have an adverse or controversial impact on the delivery of services or achievement of agreed targets	
Risk Management in relation to Residential Care	
Subject of Decision: (i.e. services affected)	Essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of decision taken on 22/03/2020
Key decision? If so have Democratic Services been notified?	Yes – it will be significant in terms of its effects on communities living or working in an area comprising two or more electoral divisions in the county area.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	To continue to undertake essential maintenance and specific fire risk mitigation works in our Residential Care Homes for Older People in order to deliver on previously identified risk mitigation and ensure the safety of residents and staff. Review process Decision is subject to a minimum of fortnightly review by SMT and CMT in line with national guidance re vulnerable groups and social distancing from HM Government.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state	Despite the Coronavirus outbreak and the requirements for people to work from home where possible and manage contact with other individuals through social distancing it is necessary for previously identified fire risk mitigation works to be completed so that residents and staff are supported to operate in a safe environment. Property colleagues had identified that all non-essential works should cease to protect their staff

<p>how this has been taken into consideration.</p>	<p>from the risk of infection and had suggested that the remaining fire risk mitigation works could be suspended.</p> <p>Further detailed discussions have taken place between Directors from both departments to weigh up the risks to residents and ASC staff associated with not completing the works against the risks to Property staff from undertaking them and it has now been agreed that those fire risk mitigation works and any other essential maintenance will continue to be completed.</p>
<p>Alternative Options Considered (if appropriate) and reasons for rejection of other options</p>	<p>Property and adult social care managers and staff will complete individual risk assessments for each establishment / area of work and seek to ensure that infection control measures and social distancing requirements are maintained whilst the operatives are on site, including ensuring that the work area is closed to access for residents and staff whilst the tradespeople are on the premises.</p>
<p>Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated</p>	<p>Ongoing risk assessments have taken place to inform the wider mitigation works programme by Property Services and colleagues in health and safety.</p>
<p>Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision</p>	<p>No, this would not have been subject to consultation with service users and the public as it relates to maintenance of residential care homes. It is separate to the decision which has been subject to consultation regarding the long-term strategy for Direct Care Homes for Older People.</p>
<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>Not applicable as decision relates to maintenance work.</p>

<p>Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Property fire risk mitigation reports and work progress documents.</p> <p>Feedback on original Officer decision:</p> <p>Principal Social Worker The Principal Social Worker has been engaged and consulted with this decision. The Principal Social Worker is satisfied that this decision has been made with due regard for the Department of Health and Social Care Ethical Framework when reaching decisions which take due account of existing legislation and guidance alongside flexible approaches to ensure safety standards are maintained as evidence in the following statement: 'Property and Adult Social Care managers and staff will complete individual risk assessments for each establishment / area of work and seek to ensure that infection control measures and social distancing requirements are maintained whilst the operatives are on site, including ensuring that the work area is closed to access for residents and staff whilst the tradespeople are on the premises.'</p> <p>Finance There are no additional costs associated with this decision.</p> <p>Legal The proposed work and the risks inherent in either undertaking or discontinuing this has been carefully evaluated. The decision to continue the work is a proportionate response to this evaluation. In the event of new guidance being received regarding the presence of operatives within residential settings the decision should be promptly revisited.</p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Agreement at <u>Cabinet 23/04/2020</u> and <u>30/07/2020</u> Taken to CMT for discussion w/c 30/03/2020 Discussion with Cllr Wharmby 30/03/2020 Consultation with Cllr Wharmby on Review 19/05/2020 and 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>03/09/2020</u>,</p>

	<u>17/09/2020, 1/10/2020, 15/10/2020, 12/11/20, 26/11/2020, 10/12/2020, 21/12/2020, 7/01/2021, 21/01/2021</u>
Decision:	<p>Review agreed by CMT 08/04/2020 and SMT 07/04/2020</p> <p>Review by SMT 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: Fire risk mitigation works are continuing to take place and there have been some delays to the delivery of the work as per the programme plan. Therefore in light of these outstanding issues it is appropriate the arrangements remain in place.</p> <p>Review by SMT 16/07/2020: The current position is that the majority of scheduled work has taken place across the Homes for Older People estate, with only a small number of tasks outstanding and will be undertaken from the end of July and should be complete by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic. Restrictions still remain in place for general visiting to the Homes for Older People as outlined in a separate Officer Decision Record, therefore these interim measures need to remain in place.</p> <p>Review by SMT 30/07/2020: following ongoing work by officers the current position is that the majority of scheduled work has taken place across the homes for older people estate, with only a small number of tasks outstanding and will be undertaken from the end of July and completed by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Review by SMT 12/08/2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be</p>

	<p>completed 4/09/2020) and replacement of fire doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments will be undertaken in August and early September to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works.</p> <p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be completed 04/09/2020) and replacement of fire doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments will be undertaken throughout August and early September to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020</p> <p>Review by SMT on week beginning 7 September 2020 notes that following ongoing</p>
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	<p>work by officers. The current position is that the majority of scheduled work has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment (to be completed 4 September 2020) and replacement of fire doors at another (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate, with only 2 areas of work outstanding – a fire alarm replacement at one establishment where installation work is due to be completed week commencing 14.09.20, both the old and new fire alarm systems will be run in tandem for a testing period until there is confidence that the new system can be signed off as fully operational. In addition, a replacement of fire doors at 2 other homes (date to be confirmed). This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p>
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	<p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed. This has been completed and any additional items have been issued to the Business Unit for action.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. Currently staffing levels are at a safe level. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed.</p>
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	<p>This has been completed and any additional items have been issued to the Business Unit for action.</p> <p>Although most homes are now moving into phase 2 of works to be completed, the completion dates are estimates. Our Covid risk assessments allow the home time to deep clean and relocate the residents as progress is made from wing to wing at each Home. This process leads to standing time of at least 72 hours at each home, but can be nearer a week, which in turn delays the completion date. There obviously may also be outbreaks of Covid in the Homes which again delay completion. Phase 2 follows on from the revised Technical Fire Risk Assessment's and any work identified in these.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020.</p> <p>Review by SMT on week beginning 19 October 2020 notes that following ongoing work by officers. The current position is that the majority of scheduled work in 'Phase One' has taken place across the homes for older people estate.</p> <p>Technical Fire Risk assessments continue to be undertaken to ensure all mitigations have been put in place.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>As part of the mitigation works, Fire Risk Assessors have been instructed to check off the phase 1 works and also highlight any further 'wear & tear' issues, so these can also be addressed. This has been completed and any additional items have been issued to the Business Unit for action.</p>
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Although most homes are now moving into phase 2 of works to be completed, the completion dates are estimates. Our Covid risk assessments allow the home time to deep clean and relocate the residents as progress is made from wing to wing at each Home. This process leads to standing time of at least 72 hours at each home, but can be nearer a week, which in turn delays the completion date. Discussion is currently ongoing as to whether this is necessary and whether it is aligned with current Government guidance.

There obviously may also be outbreaks of Covid in the Homes which again delay completion. Phase 2 follows on from the revised Technical Fire Risk Assessment's and any work identified in these. There was 1 identified home where fire doors were still to be completed, which is Rowthorne HOP in Swanwick There is now an estimated completion date for the fire doors of 18 December 2020. All fire alarms in phase 1 are completed and staffing continues to be maintained at safe levels.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020.

Review by SMT week beginning 2 November 2020 notes that

There is no change to this position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.

Review by SMT week beginning 16 November 2020 notes that following ongoing work by officers, the fire doors at Rowthorne HOP are not yet completed, however the work continues to have an expected completion date of 18 December 2020.

The homes in the north of the County have only low risk tasks from the phase 2 works which remain incomplete to date, such as follow ups on the Technical Fire Risk Assessments.

	<p>There are some slightly higher risk issues to resolve in the homes situated in the south of the County. It is envisaged that all outstanding issues will be actioned and resolved by Christmas 2020.</p> <p>All the outstanding fire alarm issues have now been resolved and electrical testing is almost complete. Operationally, all homes confirm they can affect an evacuation relating to the highest need compartmentation within 2.5 minutes.</p> <p>There are still some management staff whose fire management training is now outstanding, however as this is now available online any outstanding issues will be addressed over the next few weeks.</p> <p>A review of night staff arrangements has also been undertaken to ensure that safe staffing levels can be maintained during planned works. These levels are being reviewed weekly with Service Managers and Group Managers responsible for the establishments.</p> <p>Finally, the risk evaluation exercise is underway, and it is anticipated that within the next 2 weeks it will be completed on all homes which have required a rewire.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that following ongoing work by officers, the fire doors at Rowthorne HOP are not yet completed, however the work continues to have an expected completion date of 18 December 2020.</p> <p>All the outstanding fire alarm issues have now been resolved and electrical testing is complete. Operationally, all homes confirm they can affect an evacuation relating to the highest need compartmentation within 2.5 minutes.</p>
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The risk evaluation exercise is now complete, and the findings are that all homes that have had work carried out are now at considerably lower risk because of new fire alarms, fire doors and re-wiring. There remains some non-urgent work that could still be carried out to improve the risk scores further. It is work which does not involve or rely on rewiring; such as replacing kitchen ventilation but that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that all of the phase 1 and 2 work will be completed before Christmas 2020 except for the following:

Goyt Valley House where compartmentation work will be completed by 08 January 2021; Rowthorne where fire doors are now due for completion the 2nd week in January 2021; and Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home).

The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these will take place on 15 December 2020.

There remains some non-urgent work that could still be carried out to improve the risk scores further. It is work which does not involve or rely on rewiring; such as replacing kitchen ventilation but that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

	<p>Review by SMT week beginning 28 December 2020 notes that notes that all of the phase 1 and 2 work has been completed except for the following:</p> <ul style="list-style-type: none"> • Goyt Valley House where compartmentation work will be completed by 08 January 2021; • Rowthorne where fire doors are now due for completion the 2nd week in January 2021; • Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home). <p>The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these took place on 15 December 2020. There are still some areas outstanding for clarification which we are working with Health and Safety Colleagues to rectify. We will be revisiting the risk evaluation on 5 January 2021 when it is anticipated that all additional information requested is complete. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required.</p> <p>There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p> <p>Review by SMT week beginning 11 January 2021 notes that all of the phase 1 and 2 work has been completed except for the following:</p> <ul style="list-style-type: none"> • Goyt Valley House where compartmentation work will be completed by 08 January 2021; • Rowthorne where fire doors are now due for completion the 2nd week in January 2021;
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	<ul style="list-style-type: none"> • Ladycross House where fire doors are due for completion the 3rd week in January 2021, (delayed due to an outbreak of Covid-19 in the home). <p>The technical and building risk evaluation exercise has been completed with much improved risk scores for all homes. Operationally all homes have now completed the correct risk assessment and the evaluation of these took place on 15 December 2020. There are still some areas outstanding for clarification which we are working with Health and Safety Colleagues to rectify. We have revisited the risk evaluation on 5 January 2021 and there remains some follow up work to complete by individual establishments. Irrespective of this all homes can affect an evacuation of the highest need compartment within 2.5 minutes as required.</p> <p>There remains some non-urgent work that could still be carried out to improve the risk scores further that will generally be part of the longer-term maintenance programme over the next 1 to 2 years.</p> <p>At the present time, there is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Simon Stevens 22/03/2020	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care and Health all care packages
Delegated Power Being Exercised: Emergency Powers	
Subject of Decision: (i.e. services affected)	To adjust the client contribution guidance to meet changes in service due to COVID-19
Is this a review of a decision? If so, what was the date of the original decision?	Yes, this is a review of a decision approved by CMT on 8 April
Key decision? If so have Democratic Services been notified?	Yes,
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	That client charging for specific scenarios will be as outlined in the attached appendix. This decision will be subject to a fortnightly review to make sure that the change arrangements appropriately reflect operational service arrangements which are in place in line with national guidance regarding social distancing and supporting vulnerable people throughout the COVID-19 pandemic.
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	A number of services have now been closed and some people are prevented from accessing other services. In these circumstances, guidance is required to outline which charging regime applies in these different scenarios.
Alternative Options Considered (if appropriate) and	The only alternative option would have been to continue to charge people, which we could technically have done under our current co-funding scheme. But as individuals are no longer receiving

reasons for rejection of other options	a service, it was thought that they would consider this to be unfair and would give rise to numerous complaints.
Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated	No risk assessment was carried out with regards to the ceasing of charging. But risk assessments were carried out for all people to ensure that they would be safe when their services were removed.
Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision	No. We would not expect to go to consultation when removing a charge, only when introducing or changing a charging regime.
Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?	No.
Background/Reports/Information considered and attached (including Legal, HR, Financial and other considerations as required))	<p>There will be a reduction in income, but this is not expected to be significant, as the number of clients who cease to receive any services is a small proportion of the total client base.</p> <p>Feedback on original Officer Decision Principal Social Worker https://www.gov.uk/government/publications/corona-virus-covid-19-changes-to-the-care-act-2014/care-act-easements-guidance-for-local-authorities#annex-b-guidance-on-streamlining-assessments-and-reviews</p> <p><i>Local Authorities should always ensure there is sufficient information and advice available in suitable formats to help people understand any financial contributions they are asked to make,</i></p>

	<p><i>including signposting to sources of independent financial information and advice.</i></p> <p><i>Legal approved – 07/04</i> <i>No comments on ODR received from HR and Corporate Finance</i></p>
<p>Consultation with relevant Cabinet Member (s) – please note this is obligatory.</p>	<p>Consultation with Cllr Wharmby on Review 19/05/2020 Consultation with Cllr Wharmby on Review 27/05/2020 Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u>, <u>25/06/2020</u>, <u>9/07/2020</u>, <u>24/07/2020</u> and <u>6/08/2020</u>, <u>3/09/2020</u>, <u>17/09/2020</u>, <u>1/10/2020</u>, <u>15/10/2020</u>, <u>12/11/2020</u>, <u>26/11/2020</u>, <u>10/12/2020</u>, <u>21/12/2020</u>, <u>7/01/2021</u>, <u>21/01/2021</u></p>
<p>Decision:</p>	<p>SMT Review 22/04/2020, 6/05/2020, 21/05/2020, 4/06/2020, 18/06/2020 and 2/07/2020: There are no changes and the interim arrangements are approved for a further two weeks as position remains the same. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person’s support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place.</p> <p>Review by SMT 30/07/2020: Following review by Cabinet Member and ongoing work by officers the current position is that the majority of scheduled</p>

	<p>work has taken place across the homes for older people estate, with only a small number of tasks outstanding and will be undertaken from the end of July and completed by the end of August. This work relates to tasks that have been delayed due to disruption with the supply chain for key supplies due to the COVID-19 pandemic.</p> <p>Review by SMT 12/08/2020 notes that following ongoing work by officers the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place.</p> <p>Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.</p>
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	<p>Review by SMT on week beginning 7 September 2020 notes following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.</p> <p>Review by SMT on week beginning 21 September 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.</p> <p>Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers, the current position is that these interim charging</p>
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	<p>arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. There is currently no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020.</p> <p>Review by SMT 19 October 2020 notes that there is no change to the above position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 2 November 2020.</p> <p>Review by SMT week beginning 2 November 2020 notes that</p> <p>There is no change to this position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.</p> <p>Review by SMT week beginning 16 November 2020 notes that there is no change to this position.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.</p> <p>Review by SMT week beginning 30 November 2020 notes that there is no change to this position and there is not anticipated to be for some time to come.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.</p>
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	<p>Review by SMT week beginning 14 December 2020 notes that this position remains unchanged.</p> <p>Review by SMT week beginning 28 December 2020 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place. This position continues to remain unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.</p> <p>Review by SMT week beginning 11 January 2021 notes that following ongoing work by officers, the current position is that these interim charging arrangements need to remain in place to reflect that provision delivered by Derbyshire County Council or private and independent sector providers may not be fully operational or that a person's support requirements has changed. We are continuing to issue payments to providers, for example for a day service as if the person is attending, however we are not charging the person as they have not attended. This means we are doing what we can to support providers whilst services remain closed or have limited operational activity due to social distancing requirements needing to remain in place, and the new national lockdown. The position continues to remain unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
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Signature and Date: Julie Vollar	

DERBYSHIRE COUNTY COUNCIL

OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Jones	Service: Adult Social Care and Health
Delegated Power Being Exercised: Emergency powers	
Subject of Decision: (i.e. services affected)	The ability to make discretionary payments in order maintain our Shared Lives carer capacity and reliance with effect from 1 April 2020 to support placements.
Is this a review of a decision? If so, what was the date of the original decision?	Yes, 22 May 2020
Key decision? If so have Democratic Services been notified?	No – as it does not affect significant numbers of people in two or more electoral divisions.
Decision Taken (specify precise details, including the period over which the decision will be in place and when it will be (further) reviewed):	<p>From 1 April 2020 it is proposed to:</p> <ul style="list-style-type: none"> • Pay full time Shared Lives carers an additional £40 per week. • Pay short break and day support Shared Lives carers the amount which they ordinarily would have earned. <p>Due to the lack of day and residential short breaks being available to Shared Lives carers they are in effect being asked to provide unpaid care for three days per week 9am-5pm plus the four weeks 28 days per year (pro rata). Over the two months since the suspension of day and residential services this equates to a total of 27 days unpaid work.</p> <p>This proposal would be initially implemented for a period of eight weeks, after which a review will take place with the service manager responsible for Shared Lives and the appropriate Group Manager with Assistant Director oversight on a fortnightly basis. The review would ascertain whether the additional payments need to continue for a further period of time. This would be a delegated decision.</p>

<p>Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.</p>	<p>Shared Lives carers provide family based 24 hour accommodation and support primarily for people with learning disabilities.</p> <p>Some Shared Lives carers also provide both day care and overnight short break opportunities in order that carers of people who continue to live in a family home can have a break from their caring roles</p> <p>In order to sustain what can be a demanding role, the current offer to DCC Shared Lives carers who provide family type accommodation includes the following regular short breaks from their caring role</p> <ul style="list-style-type: none"> • three days daytime breaks per week between 9am to 5pm • four weeks residential short breaks <p>This is typically (though not exclusively) accessed through DCC Direct Care day services and DCC or health residential short breaks provision.</p> <p>The COVID-19 pandemic has resulted in closure of all day and short break services including those run by DCC and the NHS health trust. Consequently, this has curtailed available breaks for Shared Lives carers forcing them to undertake care on a 24/7 basis for the foreseeable future.</p> <p>Those Shared Lives carers who provide regular short breaks for the families/carers of people with learning disabilities and breaks during the day are currently unable to do so due to both the closure of day services and the rules on social distancing. Consequently, they have seen a significant drop in their income.</p> <p>These Shared Lives carers are not able to take advantage of government schemes for the self-employed throughout the pandemic response period and are therefore financially disadvantaged unless DCC makes an additional payment.</p> <p>Despite a recent local marketing and media campaign to highlight this valuable role, recruiting Shared Lives carers has been very difficult in</p>
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	Derbyshire. We are very concerned that without providing some additional support to this valuable resource we will be unable to sustain existing carers throughout the COVID-19 pandemic and may also risk losing those carers who may feel they are no longer able to, or afford to continue in this role. Consequently, we propose to make an additional £40 per week payment to all our Shared Lives carers until such times we can reintroduce our previously agreed respite/short breaks arrangements.
Alternative Options Considered (if appropriate) and reasons for rejection of other options	For short break and day support carers a 'one off' payment was considered, but this was thought to be unfair due to the different level of support that each carer gives. The proposed method better reflects the range of activities undertaken by the carer to support each individual/s they care for.
Has a risk assessment been conducted- if so what are the potential adverse impacts identified and how will these be mitigated	The ongoing risk for the department is that if we do not show some recognition of the role carers are undertaking in terms of providing increased support as part of as Shared Lives placement, they may potentially look to end the Shared Lives placement they support. There is a risk of losing some very good carers and the people they are caring for would then have to be place in significantly more expensive care and support packages put in place. For short break and day support carers the risk to them is they receive no or a reduced income and there is no opportunity to take advantage of the government support schemes. The risk to the department is the loss of Shared Lives carers.
Would the decision normally have been the subject of consultation with service users and the public. If so, explain why this is not practicable and the steps that have or will be taken to communicate he decision	No

<p>Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?</p>	<p>No groups are being negatively impacted as this involves increasing payment to enable individuals to continue to provide support to people with a long-term health condition or disability.</p>
<p>Background/Reports / Information considered and attached (including Legal, HR, Financial and other considerations as required))</p>	<p>Feedback on original Officer Decision:</p> <p>Finance</p> <p>The weekly costs of these proposals are estimated to be:</p> <ul style="list-style-type: none"> • Full Time Carers - £1,800 • Respite Carers - £1,500 <p>With the total monthly cost being £14,340</p> <p>This would be a commitment against council resources and partially offset from the non-ring-fenced COVID-19 Government Grant. All decisions around meeting COVID-19 costs are unlikely to be fully funded from current Government additional funding available. As such implications will fall on the ability to provide services for the rest of the financial year and into the medium term</p> <p>Principal Social Worker</p> <p>Shared Lives is an important way we can help support people to stay as independent as possible and our Shared Lives carers require both skill and commitment to values of caring for others. This commitment helps to ensure Shared Lives arrangements are safe, supported and valued. This in turn should support the wellbeing of people who are in a Shared Lives placement. Information about these arrangements need to be appropriately shared in accessible formats.</p> <p>Legal</p> <p>No implications from a Care Act perspective. It seems to be a financial decision around how much is allocated for this purpose. It is sensible to seek to support these providers, given the market shaping duties under the Care Act.</p>
<p>Consultation with relevant Cabinet</p>	<p><u>Approval of ODR by Cabinet Member 25/06/2020</u> Consultation with Cllr Wharmby on decision 27/05/2020.</p>

Member (s) – please note this is obligatory.	Consultation with Cllr Wharmby at Cabinet Member Committee <u>11/06/2020</u> , <u>25/06/2020</u> , <u>9/07/2020</u> , <u>24/07/2020</u> and <u>6/08/2020</u> , <u>3/09/2020</u> , <u>17/09/2020</u> , <u>1/10/2020</u> , <u>15/10/2020</u> , <u>12/11/2020</u> , <u>26/11/2020</u> , <u>10/12/2020</u> , <u>21/12/2020</u> , <u>7/01/2021</u> , <u>21/01/2021</u>
Decision:	<p>Agreed by CMT 22/05/2020.</p> <p>Review by SMT 04/06/2020, 18/06/2020 and 2/07/2020: Due to the lack of day and residential short breaks being available to shared lives carers, individuals are in effect being asked to provide unpaid care for 3 days per week 9 to 5 plus and this needs to be recognised formally via additional payments.</p> <p>Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. It is proposed that this arrangement continues.</p> <p>Review by SMT 16/07/2020: Following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. These arrangements remain subject to fortnightly review by Senior Managers to ensure they are appropriate. Shared Lives Carers have stepped up and taken on additional responsibilities to support people at home whilst day centre provision has been closed and these payments recognise those additional responsibilities. As noted in the section above day centre provision continues to remain closed, with only limited respite provision in place due to ongoing requirements in relation to social distancing which means that day centres cannot operate at fully capacity.</p>

Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT 30/07/2020: Following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT 12/08/2020: The latest review on 12 August 2020 notes following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carer will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required.

Review by SMT on week beginning 24 August 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any

additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team on 10 September 2020.

Review by SMT on week beginning 7

September 2020 notes following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 21 September 2020.

Review by SMT on week beginning 21

September 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 5 October 2020.

Review by SMT on week beginning 5 October 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who may be returning to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. There is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 19 October 2020

Review by SMT 19 October 2020 notes that there is no change to the above position. The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 02 November 2020.

Review by SMT week beginning 2 November 2020 notes that there is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 16 November 2020.

Review by SMT week beginning 16 November 2020 notes that there is no change to this position.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 30 November 2020.

Review by SMT week beginning 30 November 2020 notes that there is no change to this

position and there is not anticipated to be for some time to come.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 14 December 2020.

Review by SMT week beginning 14 December 2020 notes that payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn.

This position remains unchanged.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 28 December 2020.

Review by SMT week beginning 28 December 2020 notes that following ongoing work by officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.

Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to the day centres. This position remains unchanged.

The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 11 January 2021.

Review by SMT week beginning 11 January 2021 notes that following ongoing work by

	<p>officers the current position is that the additional payments to Shared Lives carers need to remain in place for a further period. This review has taken account of the newly published Adult Social Care: COVID Winter Plan 2020- 2021.</p> <p>Payments to full time-Shared Lives carers will continue at £40 per week and short break and day support Shared Lives carers will continue to receive the amount they ordinarily earn. Officers are liaising with carers who have returned to work to consider if any additional support needs to be put in place instead of providing this payment, and for full time carers we are seeking to liaise with them in terms of accessing respite provision if required. Payments are also being reviewed as and when people with a learning disability and or are autistic return to the day centres. This position remains unchanged.</p> <p>The next review of this decision will take place by Adult Care Senior Management Team in the week beginning 25 January 2021.</p>
Signature and Date: Helen Jones 22/05/2020	