

# Agenda

## Adult Care and Well Being Overview and Scrutiny Panel

**Wednesday, 12 September 2018, 10.00 am  
County Hall, Worcester**

All County Councillors are invited to attend and participate

This document can be provided in alternative formats such as Large Print, an audio recording or Braille; it can also be emailed as a Microsoft Word attachment. Please contact Democratic Services on telephone number 01905 844964 or by emailing [democraticservices@worcestershire.gov.uk](mailto:democraticservices@worcestershire.gov.uk)

## DISCLOSING INTERESTS

There are now 2 types of interests:  
**'Disclosable pecuniary interests'** and **'other disclosable interests'**

### WHAT IS A 'DISCLOSABLE PECUNIARY INTEREST' (DPI)?

- Any **employment**, office, trade or vocation carried on for profit or gain
- **Sponsorship** by a 3<sup>rd</sup> party of your member or election expenses
- Any **contract** for goods, services or works between the Council and you, a firm where you are a partner/director, or company in which you hold shares
- Interests in **land** in Worcestershire (including licence to occupy for a month or longer)
- **Shares** etc (with either a total nominal value above £25,000 or 1% of the total issued share capital) in companies with a place of business or land in Worcestershire.

**NB Your DPIs include the interests of your spouse/partner as well as you**

### WHAT MUST I DO WITH A DPI?

- **Register** it within 28 days and
- **Declare** it where you have a DPI in a matter at a particular meeting
  - you must **not participate** and you **must withdraw**.

**NB It is a criminal offence to participate in matters in which you have a DPI**

### WHAT ABOUT 'OTHER DISCLOSABLE INTERESTS'?

- No need to register them but
- You must **declare** them at a particular meeting where:
  - You/your family/person or body with whom you are associated have a **pecuniary interest** in or **close connection** with the matter under discussion.

### WHAT ABOUT MEMBERSHIP OF ANOTHER AUTHORITY OR PUBLIC BODY?

You will not normally even need to declare this as an interest. The only exception is where the conflict of interest is so significant it is seen as likely to prejudice your judgement of the public interest.

### DO I HAVE TO WITHDRAW IF I HAVE A DISCLOSABLE INTEREST WHICH ISN'T A DPI?

Not normally. You must withdraw only if it:

- affects your **pecuniary interests** **OR** relates to a **planning or regulatory** matter
- **AND** it is seen as likely to **prejudice your judgement** of the public interest.

### DON'T FORGET

- If you have a disclosable interest at a meeting you must **disclose both its existence and nature** – 'as noted/recorded' is insufficient
- **Declarations must relate to specific business** on the agenda
  - General scattergun declarations are not needed and achieve little
- Breaches of most of the **DPI provisions** are now **criminal offences** which may be referred to the police which can on conviction by a court lead to fines up to £5,000 and disqualification up to 5 years
- Formal **dispensation** in respect of interests can be sought in appropriate cases.

## **Adult Care and Well Being Overview and Scrutiny Panel Wednesday, 12 September 2018, 10.00 am, County Hall, Worcester**

### **Membership**

#### **Councillors:**

Mrs J A Brunner (Chairman), Mr R C Adams, Mr T Baker-Price, Mr A Fry, Mr P Grove, Mr P B Harrison, Mr R C Lunn, Mrs E B Tucker (Vice Chairman) and Ms S A Webb

### **Agenda**

<b>Item No</b>	<b>Subject</b>	<b>Page No</b>
1	<b>Apologies and Welcome</b>	
2	<b>Declarations of Interest</b>	
3	<b>Public Participation</b> Members of the public wishing to take part should notify the Head of Legal and Democratic Services, in writing or by email indicating the nature and content of their proposed participation no later than 9.00am on the working day before the meeting (in this case 11 September 2018). Enquiries can be made through the telephone number/email address below.	
4	<b>Confirmation of the Minutes of the Previous Meeting</b> Previously circulated	
5	<b>Safeguarding Adults</b>	1 - 20

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Agenda produced and published by the Head of Legal and Democratic Services, County Hall, Spetchley Road, Worcester WR5 2NP To obtain further information or hard copies of this agenda, please contact Emma James/Jo Weston telephone: 01905 844964 email: [scrutiny@worcestershire.gov.uk](mailto:scrutiny@worcestershire.gov.uk)

All the above reports and supporting information can be accessed via the Council's [website](http://www.worcestershire.gov.uk/info/20013/councillors_and_committees)[http://www.worcestershire.gov.uk/info/20013/councillors\\_and\\_committees](http://www.worcestershire.gov.uk/info/20013/councillors_and_committees)

Date of Issue: Thursday, 30 August 2018

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## **ADULT CARE AND WELL BEING OVERVIEW AND SCRUTINY PANEL 12 SEPTEMBER 2018**

### **SAFEGUARDING ADULTS**

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#### **Summary**

1. The Independent Chair and Board Manager of the Worcestershire Safeguarding Adults Board (WSAB) have been invited to discuss progress and developments in safeguarding vulnerable adults in Worcestershire. This will include the Board's Annual Report 2017-2018.
2. The Director and the Cabinet Member with Responsibility for Adult Social Care have also been invited.

#### **Background**

3. Safeguarding vulnerable adults is an important and ongoing part of the work of the Adult Care and Well Being Overview and Scrutiny Panel and this will be the Panel's fifth update on the work of the Safeguarding Board. The minutes of the Panel's previous discussion on 27 September 2017 are available [here](#)
4. For the benefit of new Panel members, the Safeguarding Adults Board is an independent board, which seek to promote wellbeing and reduce the risk of harm for people with care and support needs. Statutory partners include the County Council, Clinical Commissioning Groups, National Health Services and West Mercia Police.
5. The Council's website has a section dedicated to safeguarding adults, [www.worcestershire.gov.uk/wsab](http://www.worcestershire.gov.uk/wsab) which includes useful definitions, information about who does what, newsletters, the Board structure, leaflets and WSAB Board papers.
6. The Care Act 2014 placed safeguarding adults on a statutory footing for the first time and made safeguarding boards a legal requirement, although Worcestershire's Board has been in place for several years. Derek Benson, the Independent Chair of the Safeguarding Adults Board is also the Chair of the Worcestershire Safeguarding Children Board.
7. The Care Act states that the main objective of a Safeguarding Adults Board is to assure itself that local safeguarding arrangements and partners act to help and protect adults in its area who:
  - have needs for care and support (whether or not the local authority is meeting any of those needs) and;
  - are experiencing, or at risk of, abuse or neglect; and
  - as a result of those care and support needs are unable to protect themselves from either the risk of, or the experience of abuse or neglect.

8. Regular meetings have taken place between the Panel and the Safeguarding Board Chair since the Panel's more in-depth scrutiny review of safeguarding adults in 2011, which recommended regular dialogue between this Panel, the Worcestershire Safeguarding Adults Board Chair and the Director and Cabinet Member, as part of the Panel's monitoring role.

## **Worcestershire Safeguarding Adults Board Annual Report 2017-18**

9. Worcestershire Safeguarding Adults Board Annual Report 2017-18 will be available on the County Council's website [here](#) and copies will be circulated separately to members of the Scrutiny Panel.

10. Discussion of the Annual Report provides the Panel with an opportunity to verify that systems across Worcestershire, including those of the County Council are working well to safeguard Worcestershire's vulnerable adults. Discussions also enable the Panel to keep up to date with safeguarding statistics and trends, and to explore any issues identified through serious case reviews, and also through the Panel's own scrutiny work.

11. Following the last update, the Panel has been provided with details of WSAB's newsletters, terms of reference and details of the virtual network. Comments were also forwarded to the Council's Cabinet Member for Adult Social Care, including suggestions for a training budget for the Board, concern that the Board's work was affected by lack of capacity, and the need for raising awareness about power of attorney.

12. Worcestershire Safeguarding Adults Board Annual Report is also presented to the Health and Wellbeing Board and Healthwatch.

## **Purpose of the meeting**

13. The Panel has the opportunity to:

- learn about the role of the Safeguarding Adults Board
- understand and discuss key safeguarding statistics from this year's Worcestershire Safeguarding Adults Board's report
- identify any further information needs or potential areas for scrutiny.

## **Supporting Information**

Appendix 1 - Presentation on Worcestershire Safeguarding Adults Board

Worcestershire Safeguarding Adults Board Annual Report 2017-18 – copies have been circulated to the Panel and the report will be available on the County Council's website: [http://www.worcestershire.gov.uk/info/20363/safeguarding\\_adults/1105/safeguarding\\_adults\\_board\\_documents](http://www.worcestershire.gov.uk/info/20363/safeguarding_adults/1105/safeguarding_adults_board_documents)

## Contact Points

### Specific Contact Points for this report

Emma James / Jo Weston, Overview and Scrutiny Officers, Tel: 01905 844964 / 844965

Email: [scrutiny@worcestershire.gov.uk](mailto:scrutiny@worcestershire.gov.uk)

## Background Papers

In the opinion of the proper officer (in this case the Head of Legal and Democratic Services) the following are the background papers relating to the subject matter of this report:

- Agendas and minutes of the Adult Care and Well-being Overview and Scrutiny Panel on 27 September 2017, 21 November 2016, 22 January and 13 October 2015 and 5 September 2013

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# Worcestershire Safeguarding Adults Board

Annual Report  
2017/18

# Care Act Criteria (Section 42)

To protect adults in its area who:

- *have needs for care and support (whether or not the local authority is meeting any of those needs) and;*
- *are experiencing, or at risk of, abuse or neglect; and*
- *as a result of those care and support needs are unable to protect themselves from either the risk of, or the experience of abuse or neglect.*

# Purpose of WSAB

- The statutory duty and vision of the Board is to seek and provide assurance that adults at risk are safeguarded from abuse or neglect.
- All partners to the Board will work collaboratively to seek assurance that people who have care & support needs are empowered and kept safe from abuse or neglect, and that where abuse occurs, partners respond effectively and proportionately.

# Board Membership 2017/18

- Worcestershire County Council
  - DASS
  - Lead Councillor for adult social care
- West Mercia Police
- NHS Clinical Commissioning Groups x 3
- Worcestershire Health & Care NHS Trust
- Worcestershire Acute Hospitals NHS Trust
- National Probation Service
- Regulatory Services
- *Worcestershire Housing Strategic Partnership \**
- Worcestershire Voices
- Care Homes Association
- Carers Reference Group
- *Advocacy Reference Group\**

*\*New members*

# 2017/18 Priorities

- To provide and seek assurance of effective leadership, partnership working and governance, holding partners and agencies to account.
- To listen to people who have been subject to abuse or neglect, and seek assurance that people are able to be supported in the way that they want, are involved in decisions and can achieve the best outcomes.
- To be assured that safeguarding is embedded in communities, raising awareness, promoting well-being and preventing abuse and neglect from occurring.
- To seek assurance that effective policies, procedures and practices are in place that ensure the safety and well-being of anyone who has been subject to abuse or neglect, are proportionate and that action is taken against those responsible.

## Improving awareness across stakeholders of what safeguarding is as well as what it isn't.



- Safeguarding Adults Process (SAR) improved;
- Approved list of SAR authors established;
- New Training Strategy being developed;
- Policies reviewed and professional guidelines developed;
- Annual learning event well received and oversubscribed;

# Demonstrate listening to adults and gathering their views.



- Advocacy Reference Group established.
- Chair for People with Experience reference group appointed
- Reference group network established
- Website still being developed
- GDPR requirements addressed to ensure we can continue using virtual network

# Ensuring Key areas are embedded in practice (MSP, MCA and DoLs)



- Annual Assurance redesigned to focus on ensuring key areas are embedded in practice;
- A dashboard now in place to assess progress of WSAB towards meeting its measurable objectives;
- Sharing learning from SARs including Learning & Development Event



# Cross cutting work with Worcestershire Safeguarding Children's Board



- Worked closely to ensure that transition policies and procedures for addressing Child Sexual Exploitation are in place and working effectively;
- Pathway established across children's and adults services to include those young people where CSE has been identified;
- Bi- annual meetings of chairs and officers of WSAB, WSCB, HWBB and CSP to share priorities and identify cross cutting issues continues (e.g CSE, Housing Act changes and Prevent)

# Summary



- Good progress overall and no major risks outstanding;
- Though some work has slipped due to capacity issues and meeting host organisations procurement standards;
- Key areas where progress has been made but remain a priority to ensure they are embedded in practice include:
  - Mental Capacity Assessments and Deprivation of Liberty safeguards;
  - Section 42 criteria
  - Making Safeguarding Personal

# Safeguarding Adults Reviews

## 9 Referrals made during 2017/18

Of these:

- **2 met the SAR criteria** – (currently ongoing)
- 3 did not go to SAR but required ‘Single Agency Actions’

**2 outstanding SARs from 16/17** published

Themes include:

- Timely record keeping;
- Embedding Mental Capacity Act remains a challenge;
- The Role of lead professional/key coordinator;
- Early offers of support for Carers and Family

All reviews have action plans with target dates for completion which are overseen by Case Review sub-group.

# What the data tells us:

## Risk of Abuse



- Majority of incidents of abuse were recorded as taking place in the persons own home,
- Followed Care homes and nursing homes;
- Again, slight reduction of incidents in both the persons own home and in care homes;
- Initial reporting continues to show majority of abusers are known to the individual (family, neighbour etc);
- followed by staff in a care settings

# What the data tells us:

## Demographics



- Concerns about women outnumber men in all age groups though less so in the 65-74 age group
- Older women most at risk, reflects demography
- Majority of concerns are for adults identified as white and continues to indicate under-reporting in BME groups
  - Within BME groups Asian adults are the largest group

# Looking Forward – 2018/19

## priorities



- **To improve awareness across all stakeholders of what safeguarding is. (Section 42 Criteria).**
- **Demonstrate that we are listening to service user and gathering their views.**
- **Further Embedding knowledge and improving practice around MSP, MCA and DoLs).**
- **To continue to embed cross cutting work with Worcesterstershire Safeguarding Children's Board (and other relevant partnership Boards)**

# Key Safeguarding Risks

- Mental Capacity – still some inconsistent practice
- People living at home – data on incidents
- Older people - demographic
- Black & Ethnic Minority communities – lower rate of concerns raised per population
- Understanding of professionals and partners of the safeguarding criteria for Section 42 enquiries and pathways for quality concerns

# Key **Risks** for delivery of Objectives & **Mitigation**



- Capacity of staff across all statutory organisations to support the work of the Board and sub groups could continue to delay delivery of work programme
- Additional capacity been identified and some now in place
- Additional resources identified to support work