

**Agenda Item No.7 (k)**

**DERBYSHIRE COUNTY COUNCIL**

**CABINET**

**26 October 2017**

**Report of the Strategic Director for Adult Care**

**URGENT DECISION TAKEN BY THE HEAD OF PAID SERVICE**

**1. Purpose of the Report**

To note an urgent decision taken by the Head of Paid Service in accordance with the Scheme of Delegation contained in the Council's Constitution.

**2. Information and Analysis**

Approval was sought to increase the fee rate payable to independent sector providers of residential and nursing care for mental health clients to that agreed for older people at Cabinet on 14 September 2017.

A copy of the report explaining the circumstances in which a further urgent decision was taken is attached to this report.

The recommendation in the report was approved by the Head of Paid Service on the 27 September 2017.

**3. Legal Considerations**

The Head of Paid Service's decision was taken in accordance with the Scheme of Delegation contained in the Council's Constitution which provides that "Notwithstanding any other provision of this constitution, the Head of Paid Service shall have the power, after discussion, if practicable, with the Leader of the Council or the relevant Cabinet Member or Chair, to take such action 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." As a matter of good practice, Cabinet is being informed of the decision which has been taken under this provision.

#### **4. Other Considerations**

In preparing this report the relevance of the following factors has been considered: finance, human rights, human resources, equality and diversity, health, environmental, transport, property, social value and prevention of crime and disorder considerations.

#### **5. Key Decision**

No

#### **6. Call-in**

Not applicable

#### **7. OFFICER'S RECOMMENDATION**

That the report be noted.

**Joy Hollister**  
**Strategic Director – Adult Care**

## DERBYSHIRE COUNTY COUNCIL

## Report of the Strategic Director for Adult Care

## URGENT DECISION TAKEN BY THE HEAD OF PAID SERVICE

27 September 2017

## Independent Sector Fee Rates

## ADULT CARE

**1. Purpose of the Report**

To seek approval to increase fee rates for Mental Health care home placements and Mental Health nursing care home placements to bring them in line with Older People's rates.

**2. Information and Analysis**

A report went to cabinet on 14 September 2017 requesting an increase in rates just for Older People's Residential and Nursing Home placements.

Unfortunately this was an administrative error and would result in the Older People's rates exceeding those for Mental Health services, which would disadvantage providers who traditionally have provided the more intense services for this client group.

It is therefore proposed to increase the Mental Health rates to the new Older People's rates with effect from 1 October 2017.

	Current Weekly Rate (£)	Proposed Weekly Rate (£)
<b>Residential</b>		
Non-Quality Premium	483.63	490.49
Quality Premium	505.33	512.19
<b>Nursing</b>		
Non-Quality Premium	509.60	523.74
Quality Premium	531.30	545.44

### 3. Financial Considerations

The annual cost of the above proposals would be:

	£m
Increased Fee for Mental Health Residential Homes	0.072
Increased Fee for Mental Health Nursing Homes	0.129
<b>Total Annual Cost</b>	<b>0.201</b>

<b>Projected Cost 2017/18</b>	<b>0.100</b>
-------------------------------	--------------

The above costs can be met from the Improved Better Care Fund allocation.

### 4. Legal Considerations

The Council's Constitution provides that the Head of Paid Service 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.

### 5. Social Value Considerations

The majority of the organisations contracted to provide regulated Home Care and Care services on behalf of Derbyshire County Council are local businesses. All of these businesses play a key role in their local communities providing connections between families and friends and offering local employment. Because providers are local to Derbyshire they can be responsive to the local communities they are based in.

### 6. Other Considerations

In preparing this report the relevance of the following factors has been considered: human resources, equality of opportunity, health, environmental, transport, property and crime and disorder considerations.

### 7. OFFICER'S RECOMMENDATION

It is recommended that the Head of Paid Service approves that:

- from 1 October 2017 the fee rates for placements for mental health clients are increased to the rate agreed for older people.

**Joy Hollister**  
Strategic Director – Adult Care

*Wider* 

27/9/17