

OVERVIEW AND SCRUTINY BOARD

DATE: 23RD NOVEMBER 2009

SUBJECT: CALLED IN DECISION - EX/188/08 – PROPOSED
CLOSURE OF SHERD LODGE ELDERLY
PERSONS HOME

REPORT BY: CHIEF EXECUTIVE (HEAD OF LOCAL
DEMOCRACY)

CONTACT OFFICER: DEBORAH GARNER 546669

IMPLICATIONS:

LEGAL	✓	COMMUNITY SAFETY
EQUALITIES		ENVIRONMENT
FINANCIAL	✓	CONSULTATIONS
STAFFING		OTHER

WARDS AFFECTED: NONE

PURPOSE

1. The purpose of this report is to invite the Board to consider the Called-In decision of the Executive in relation to the (Executive Decision Number: EX/188/09) – Proposed Closure of Sherd Lodge Elderly Persons Home

RECOMMENDATION(S)

2. Overview and Scrutiny Board is recommended to consider the Called in Decision of the Executive (EX/188/09) in relation to the Proposed Closure of Sherd Lodge Elderly Persons Home.

BACKGROUND

3. At its meeting held on 26th October 2009, the Executive considered a report of the Director of Housing, Community Living and Adult Social Services which is attached at Appendix 1 to this report.

REPORT

4. The Executive decided as follows:-
 - '(i) That approval be given to the closure of Sherd Lodge Elderly Persons Home (EPH) on 31 March 2010 and that the service offered within The Oaks Unit for younger physically disabled adults be reprovided.
 - (ii) That the arrangements to offer intensive support to the Sherd Lodge residents and their families in finding suitable alternative accommodation which meets their individual needs be noted.
 - (iii) That the arrangements to ensure friendship groups can move together be noted.
 - (iv) That it be noted that as far as possible steps will be taken to try to maintain new placements.'
5. With the following reason given for the above decision:

'Having had regard to the information provided in the Report of the Director of Housing Community Living and Adult Social Services (Ref 8) including in particular the responses to the consultation; the decline in demand for places in care homes; the necessity of incurring significant expenditure if Sherd Lodge were to remain open and information that 3 of the 5 permanent residents' needs are such that they are likely to require alternative provision in any event, Executive decided that the Council's need to provide value for money outweighed the wishes of residents and staff for Sherd Lodge to remain open.'
6. The decisions were subject to the Call In process and in accordance with Standing Order 55.2, decision EX/188/09 has been "Called-In" by two Members of the Council, Councillors Q. Hussain and Rutstein.
7. The recommended process for dealing with "called-in" decisions is for the Board to request the reasons why the two Councillors "called-in" the decision and then to determine whether or not the decisions should be scrutinised.

8. If the decision(s) are to be scrutinised, the Board must proceed to do so at this meeting unless the have Executive agree otherwise.
9. The relevant officers will be in attendance at the meeting.

PROPOSAL/OPTION

10. The options available to the Board are:-
 - (1) indicate that they have no objection to the called-in decision being implemented;
 - (2) refer the called-in decision back to the Executive for reconsideration and may recommend that the Executive amend the called-in decision in some way;
 - (3) refer the called-in decision to a Task and Finish Group;
 - (4) refer the called-in decision to the Council.

LEGAL IMPLICATIONS

11. Legal implications are as set out at Appendix 1 to this report.

FINANCIAL IMPLICATIONS

12. Financial implications are as set out at Appendix 1 to this report.

APPENDIX

13. Appendix 1: Executive report of the Director of Housing, Community Living and Adult Social Services on the Proposed Closure of Sherd Lodge Elderly Persons Home

LIST OF BACKGROUND PAPERS

LOCAL GOVERNMENT ACT 1972, SECTION 100D

Executive Report Ref: EX/10A/09/8
Executive Decision No: EX/188/09