

To: Finance, Resources and Customer Services Policy Board

On: 11th November 2020

Report by: The Chief Executive and the Chief Officer Renfrewshire Health & Social Care Partnership

Heading: National Care Home Contract Minute of Variation: 6 April 2020 to 5 April 2021

1. Summary

- 1.1 The purpose of this report is to inform the Finance, Resources and Customer Services Policy Board about the progression of Minutes of Variation (MOV) to the National Care Home Contract (NCHC) for Providers listed at Appendix A for the Period 6 April 2020 to 5 April 2021.
- 1.2 The form of the NCHC has been agreed at a national level between the Convention of Scottish Local Authorities (COSLA), Scotland Excel, Coalition of Care and Support Providers (CCPS) and Scottish Care (representing the Care Home Providers).
- 1.3 The services in Renfrewshire continue under the existing NCHC, in accordance with revised rates agreed in national negotiations. Providers have now been asked to formally confirm their agreement to the MOV for the period 6 April 2020 to 5 April 2021 in accordance with the agreed revised rates noted below. The revised rates have been used in calculating the weekly charge payable and paid from 6 April 2020.

- 1.4. The revised NCHC takes account of the Scottish Government's Living Wage initiative and requires all Providers to pay all care workers a minimum of £9.30 per hour from the 6th April 2020.
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2. **Recommendations**

- 2.1 It is recommended that the Finance, Resources and Customer Services Policy Board note:

2.1.1 The Minute of Variation (MOV) for changes to the National Care Home Contract (NCHC) commenced on 6 April 2020 for the period to 5 April 2021;

2.1.2 In line with the decision taken for the previous MOV, the increases applied for period 6 April 2020 to 5 April 2021 are in accordance with the rates as nationally agreed by COSLA, CCPS and Scottish Care which is an increase in existing fees payable by 3.51% for nursing and 3.54% for residential;

2.1.3 The formal MOV for the Period 6 April 2020 to 5 April 2021, was issued to the Providers listed at Appendices A and B to this report for their completion;

2.1.4 The total spend during this period under all NCHC contracts will be approximately £26 million excluding VAT.

3. **Background**

- 3.1 The NCHC has existed in different versions since 2006 for the provision of residential and/or nursing care throughout Scotland. The NCHC defines the terms and associated fee of publicly funded placements into independent or voluntary sector care homes in Scotland for older people. COSLA with the support of Scotland Excel currently leads the NCHC negotiations on behalf of Local Government with Scottish Care and Coalition of Care and Support Providers in Scotland (CCPS) acting on behalf of providers.

- 3.2 Negotiations earlier this year between COSLA and representatives of Providers concluded in April 2020 and resulted in agreement to increase fees payable by 3.51% for nursing and 3.54% for residential from 6 April 2020 to 5 April 2021.

- 3.3 Under the terms of the NCHC, any changes to the NCHC are made by MOV. A formal MOV is signed annually with partner Providers to

confirm acceptance of the nationally negotiated fee agreement and associated conditions. This year's MOV was provided to the Council by Scotland Excel. The Council then issued the MOV to the Providers listed in Appendix A to agree the terms of the MOV with each individual care home. The Providers listed in Appendix B are currently in the process of transferring ownership and the new owner will be issued with MOVs on completion of the transfer.

Implications of the Report

1. **Financial** - The financial implications are noted at paragraph 2.1.4 of this Report and the costs for placements will be met from existing resources.
2. **HR & Organisational Development** – None.
3. **Community/Council Planning** – Reshaping our place, our community and our future – local employment and support of the Living Wage
4. **Legal** - The MOV referred to in this report reflects changes to the NCHC between Providers and local authority representatives reached at a national level and revised in accordance with the NCHC terms and conditions.
5. **Property/Assets** – None.
6. **Information Technology** – None.
7. **Equality & Human Rights** – The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report because for example it is for noting only. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.
8. **Health & Safety** – The existing Contract was assessed by the Council's Health and Safety Officers. The recommended Provider's Health and Safety policy and procedures is considered to meet the necessary requirements.

9. **Procurement** –The procurement procedures outlined within this report ensure that the Council meets its statutory requirements in respect of the EU regulatory requirements, the Council Standing Orders Relating to Contracts and the Council’s Financial Regulations.
10. **Risk** – none
11. **Privacy Impact** – Service Users’ individual rights to privacy will be fully respected and the Providers have confirmed acceptance of all terms and responsibilities.

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Appendix 1

Care Homes in Renfrewshire

Provider Name(s)

Church of Scotland t/a Crossreach
Erskine Hospital
Erskine Hospital
H & H Care Homes Ltd
HC-One Ltd
HC-One Ltd
Lancefield Care Home Ltd
Littleinch Ltd
Littleinch Ltd
McKenzie Care Homes Ltd
Silverline Care Caledonia Ltd
Silverline Care Caledonia Ltd
Stanely Homes Ltd
Sterling Care Homes Ltd
Pacific Care Limited
Tower Bridge Homes Care Ltd
Jenny's Well

Care Home

Adams House
The Erskine Home
The Erskine Park Care Home
Westerfields Care Centre
Hillside View Care Home
Kyle Court Care Home
Lancefield Care Home
Inchinnan Care Home
Rashielee Care Home
Ailsa Lodge Care Home
Cochrane Care Home
Ranfurly Care Home
Stanely Park Care Home
Nightingale House
Mosswood Care Home
Craigielea Care Centre
Royal BlindAsylum and School

Appendix B

Care Homes in Renfrewshire still to be issued with MOV

| <u>Provider Name(s)</u> | <u>Care Home</u> |
|--------------------------------|-------------------------|
| Advinia Care Homes Limited | Elderslie Care Home |
| Advinia Care Homes Limited | Braemount Nursing Home |