

To: Finance, Resources and Customer Services Policy Board

On: 6th June 2018

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

Heading: National Care Home Contract Minute of Variation: 9 April 2018 to 7 April 2019

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 to the National Care Home Contract (NCHC) with the providers listed at Appendix A for the Period 9 April 2018 to 7 April 2019.
 - 1.2 The form of the National Care Home Contract has been agreed at a national level between the Convention of Scottish Local Authorities (COSLA), 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 National Care Home Contract, in accordance with revised rates agreed in national negotiations. Providers have now been asked to formally confirm their agreement to the NCHC Minute of Variation for the period 9 April 2018 to 7 April 2019 in accordance with the agreed revised rates noted below. The revised rates have been used in calculating the weekly charge payable and paid since 9 April 2018.
 - 1.4. The revised National Care Home Contract takes account of the Scottish Government's Living Wage initiative and requires all providers to pay all care workers a minimum of £8.75 from the 1st May 2018.
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2. Recommendations

2.1 It is recommended that the Finance and Customer Services Policy Board:

2.1.1 note that the Minute of Variation for changes to the National Care Home Contract (NCHC) commenced on 9 April 2018 until 7 April 2019;

2.1.2 note that, in line with the decision taken for the previous NCHC Minute of Variation, the increases applied to Renfrewshire Council National Care Home Contracts for the period 9 April 2018 to 7 April 2019 are in accordance with the rates as nationally agreed by COSLA, CCPS and Scottish Care which is an increase in existing fees payable of 3.39%;

2.1.3 note that the formal Minute of Variation to the NCHC for the Period 9 April 2018 to 7 April 2019, was issued to the Providers listed at Appendices A and B to this report;

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

3. Background

3.1 A National Care Home Contract (NCHC) has existed in different versions since 2006 for the provision of residential and/or nursing care throughout Scotland.

3.2 The NCHC defines the terms and associated fee of publicly funded placements into private or voluntary care homes in Scotland for older people. COSLA 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.

3.3 Negotiations to agree the settlement for 2018/19 commenced in November 2017 and concluded in March in 2018. The outcome of these negotiations was an agreement to increase fees payable by 3.39% from 9 April 2018 to 7 April 2019. This agreement incorporates the necessary uplift to allow providers to pay their care staff as a minimum, the Scottish Living Wage of £8.75 per hour.

3.4 Under the terms of the NCHC, any changes to the NCHC are made by Minute of Variation (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 Renfrewshire Council by Scotland Excel. The Council then issued 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 and Organisational Development - None

3. Community Planning – Reshaping our place, our community and our future – local employment and support of the Living Wage

4. Legal – The Minute of Variation to the NCHC 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.

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 Renfrewshire Council's Health and Safety Officers. The recommended Provider's Health and Safety policy and procedures are considered to meet the necessary requirements.

9. Procurement – The services provided under the National Care Home Contract are classified as "Social and Other Specific Services" as listed in Schedule 3 of the Public Contracts (Scotland) Regulations 2015, and may be awarded in accordance with Chapter 3, Section 7 of these Regulations and in accordance with 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 A

Care Homes in Renfrewshire issued a MOV

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
Pacific Care Limited
Royal Blind Asylum and School
Silverline Care Caledonia Ltd
Silverline Care Caledonia Ltd
Stanely Homes Ltd
Sterling Care Homes Ltd
Tower Bridge Homes Care Ltd

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
Erskine Care Centre
Littleinch Care Home
Ailsa Lodge Care Home
Mosswood Care Home
Jenny's Well
Cochrane Care Home
Ranfurly Care Home
Stanely Park Care Home
Nightingale House
Craigielea Care Centre

Appendix B

Care Homes in Renfrewshire still to be issued with MOV

<u>Provider Name(s)</u>	<u>Care Home</u>
BUPA Care Homes (Carrick) Ltd	Elderslie Care Home
BUPA Care Homes (CFHCARE) Ltd	Braemount Nursing Home