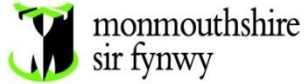


Public Document Pack



Neuadd y Sir
Y Rhadyr
Brynbuga
NP15 1GA

County Hall
Rhadyr
Usk
NP15 1GA

Tuesday, 24 January 2023

Dear Councillor

CABINET

You are requested to attend a **Cabinet** meeting to be held at **County Hall, Usk** on **Wednesday, 1st February, 2023, at 5.00 pm.**

AGENDA

1. Apologies for Absence
2. Declarations of Interest
3. Tudor Street Day Centre - Referral from Full Council 1 - 4

Division/Wards Affected: All

Purpose: As a result of the call-in process for the Individual Cabinet Member Decision (ICMD) taken on 30th November 2022 by the Cabinet member for Social Care, Safeguarding and Health regarding the closure of Tudor Street Day Centre, Full Council has referred the decision back to Cabinet to reconsider.

Author: Laura Wright, Chair, Monmouthshire County Council

Contact Details: laurawright@monmouthshire.gov.uk

Yours sincerely,

Paul Matthews
Chief Executive

CABINET PORTFOLIOS

County Councillor	Area of Responsibility	Ward
Mary Ann Brocklesby	<p>Leader Lead Officer – Paul Matthews, Matthew Gatehouse</p> <p>Whole Authority Strategy and Direction Whole authority performance review and evaluation Cardiff City Region Joint Cabinet Regional working Government relations WLGA, LGA and Public Service Board</p>	Llanelly
Paul Griffiths	<p>Cabinet Member for a Sustainable Economy and Deputy Leader Lead Officer – Frances O’Brien</p> <p>Economic resilience and Sustainability focus towards foundational economy Local Development Plan and Strategic Development Plan Town Centre and neighbourhood investment and Stewardship Development Management and Building Control Skills and Employment including green jobs and apprenticeships Broadband connectivity Trading Standards, Environmental Health, Public Health, Licensing Registrars Service</p>	Chepstow Castle & Larkfield
Rachel Garrick	<p>Cabinet Member for Resources Lead Officers – Peter Davies, Frances O’Brien, Matthew Phillips, Jane Rodgers</p> <p>Finance Developing and proposing the budget to Council Digital and Information technology Benefits Human Resources, Payroll, Health and Safety Strategic Procurement – promoting localism Land and Buildings Property Maintenance and management Emergency Planning</p>	Caldicot Castle

Martyn Groucutt	<p>Cabinet Member for Education Lead Officers – Will McLean, Ian Saunders</p> <p>Early Years Education All age statutory education Additional learning needs / Inclusion Post 16 and adult education School Standards & Improvement Community learning 21st Century Schools Programme Youth service</p>	Lansdown
Sara Burch	<p>Cabinet Member for Inclusive and Active Communities Lead Officers – Frances O'Brien, Ian Saunders, Jane Rodgers, Matthew Gatehouse</p> <p>Affordable Housing Strategy Homelessness Community Safety Active Travel Leisure Centres Play and Sport Tourist Information, Museums, Theatres, Attractions Public Rights of Way</p>	Cantref
Tudor Thomas	<p>Cabinet Member for Social Care, Safeguarding and Accessible Health Services Lead Officer – Jane Rodgers</p> <p>Children's services Fostering & adoption Youth Offending Service Adult Services Whole authority safeguarding (children and adults) Disabilities Mental Health and wellbeing Relationships with health providers and access to health provision Welsh language</p>	Park
Catrin Maby	<p>Cabinet Member for Climate Change and the Environment Lead Officer – Frances O'Brien, Matthew Gatehouse</p> <p>Decarbonisation Transport Planning Local Food production, consumption and procurement including agroforestry and local horticulture Traffic network planning Public Transport Highways Pavements and back lanes</p>	Drybridge

	<p>Flood alleviation, management and recovery, river quality Waste management Street care, litter and public spaces Countryside and Biodiversity Public conveniences Fleet Management</p>	
<p>Catherine Fookes Angela Sandles</p>	<p>Cabinet Member for Equalities and Engagement (Job Share)</p> <p>Lead Officers – Frances O'Brien, Matt Phillips, Matthew Gatehouse</p> <p>Community inequality (health, income, nutrition, disadvantage, discrimination, isolation) Democracy promotion and citizen engagement Community Hubs and Contact Centre Customer service and citizen experience Communications, public relations, marketing Working with voluntary organisations Refugees Electoral Services Constitution Review Ethics and Standards</p>	<p>Town Magor East with Undy</p>

Aims and Values of Monmouthshire County Council

Our purpose

Building Sustainable and Resilient Communities

Objectives we are working towards

- Giving people the best possible start in life
- A thriving and connected county
- Maximise the Potential of the natural and built environment
- Lifelong well-being
- A future focused council

Our Values

Openness. We are open and honest. People have the chance to get involved in decisions that affect them, tell us what matters and do things for themselves/their communities. If we cannot do something to help, we'll say so; if it will take a while to get the answer we'll explain why; if we can't answer immediately we'll try to connect you to the people who can help – building trust and engagement is a key foundation.

Fairness. We provide fair chances, to help people and communities thrive. If something does not seem fair, we will listen and help explain why. We will always try to treat everyone fairly and consistently. We cannot always make everyone happy, but will commit to listening and explaining why we did what we did.

Flexibility. We will continue to change and be flexible to enable delivery of the most effective and efficient services. This means a genuine commitment to working with everyone to embrace new ways of working.

Teamwork. We will work with you and our partners to support and inspire everyone to get involved so we can achieve great things together. We don't see ourselves as the 'fixers' or problem-solvers, but we will make the best of the ideas, assets and resources available to make sure we do the things that most positively impact our people and places.

Kindness: We will show kindness to all those we work with putting the importance of relationships and the connections we have with one another at the heart of all interactions.

SUBJECT:	Tudor Street Day Centre – Referral from Full Council
MEETING:	Cabinet
DATE:	1st February 2023
DIVISION/WARDS AFFECTED:	All

1. PURPOSE

- 1.1 As a result of the call-in process for the Individual Cabinet Member Decision (ICMD) taken on 30th November 2022 by the Cabinet member for Social Care, Safeguarding and Health regarding the closure of Tudor Street Day Centre, Full Council has referred the decision back to Cabinet to reconsider.

2. RECOMMENDATION

- 2.1 That Cabinet review the original ICMD and the subsequent evidence provided as part of the People Scrutiny Committee and Full Council meetings and defer any decision relating to the Tudor Street property until after the My Day My Life review has been completed.

3. KEY ISSUES

- 3.1 A decision was taken on 30th November 2022 to decommission the property on Tudor Street as an accommodation base for day support services for adults with learning disabilities in the north of Monmouthshire.
- 3.2 The decision was called in by Councillors for referral to the relevant Scrutiny Committee. The reasons given were that there had been no scrutiny of the decision; it had not been on the forward work programme; the building is situated on a flood plain; and there had been a lack of consultation with users/groups who utilise the building and its services.
- 3.3 The People Scrutiny Committee reviewed the decision at its meeting on the 3rd of January 2023. They could either accept the original Cabinet Member decision, refer the decision back to the decision maker for reconsideration, or refer the matter to Full Council for its consideration.
- 3.4 A summary of the points raised in that meeting is available here - [Report of the People Scrutiny Committee - Call in of Tudor Street Day Centre](#). The outcome of the review of the decision by the People Scrutiny Committee was to refer the decision to Full Council for the below reason:

“Much greater clarity is needed on future service provision. Robust engagement needs to be undertaken with service users and thorough pre-decision scrutiny should be conducted prior to any decision-making.”

- 3.5 Full Council considered the referral from the People Scrutiny Committee at its meeting on 19th January 2023. The Chair of the People Scrutiny presented a report which sought to

provide Council with an overview of the public contributions made at its meeting of the 3rd of January 2023 and the subsequent debate on the decision.

- 3.6 As part of the consideration of the decision at Full Council, members of the public submitted questions to the Cabinet Member and followed up with supplementary questions too. Copies of the questions were sent to all Councillors and will be included in the minutes for that meeting, which can be seen in its entirety here - [YouTube - Full Council Meeting - 19th January 2023](#)
- 3.7 The Cabinet Member explained that a review of the My Day My Life service was underway that will seek to make recommendations for the future of the service. He explained that it is being carried out by an independent organisation using a collaborative approach with service users and their families and carers as well as children in the transition age group and additionally those who use the Tudor Street property as a 'drop-in'. He committed to having the referred matter dealt with by Cabinet rather than just himself as an ICMD, and that Cabinet would defer any decision on the property on Tudor Street until after that review had been completed.
- 3.8 Councillors debated the item and while the whole debate can be seen in the recording at the link provided above, the comments included the below summary:
- The wrong process had been followed as the matter should have appeared at Scrutiny before a decision and that it was not appropriate for an ICMD.
 - My Day My Life is about empowering people, and this process has had the opposite effect.
 - The decision was undemocratic and immoral and could be open to legal challenge.
 - There was a lack of clarity about the wording in the review regarding service users.
 - There was disappointment that the facility had been earmarked for closure.
 - Members needed to see a full and detailed review.
 - It was important to take accessible public transport into consideration when making the decision.
 - The family of a service user had expressed their disappointment via a Member which was noted in the Chamber.
 - The review could be viewed as just a paper exercise given that the decision had been made before the review was completed.
 - There needed to be an interim decision on re-opening the centre.
 - There is still a need to provide a central, safe, and fully accessible and equipped venue to support people with complex needs in North Monmouthshire. As per the request from users, Tudor Street should be reopened and operational whilst due process takes place.
 - The integrated (Equalities and Future Generations) assessment was weak and failed to highlight all the potential disproportionate negative impacts on people with complex physical and or learning disabilities and users with mental health issues. Disability is a protected characteristic under the Equalities Act 2010.
 - There had been no formal and comprehensive engagement and consultation on the specific matter of the Tudor Street property.
 - Service users should be fully involved in developing and shaping the future service offer.
- 3.9 The Cabinet member answered each of the questions posed and the supplementary questions.
- 3.10 Upon being put to the vote, Council voted to refer the decision back to the decision maker (Cabinet as promised by the Cabinet member) to reconsider the decision.

4. REASONS

4.1 To comply with the requirements of the constitution regarding the call-in process.

5. RESOURCE IMPLICATIONS

5.1 No resource implications are incurred as a result of the call in however any changes to the original cabinet member decision may incur additional expenses. Details on those costs are included in the original cabinet member decision on the following link: [ICMD - 30th November 2022 - Tudor Street Property](#)

6. CONSULTEES

Council
Cabinet
People Scrutiny Committee
Chief Officer for People and Governance and Monitoring Officer

7. BACKGROUND PAPERS

[Report of the People Scrutiny Committee to Full Council - 19th January 2023](#)
[Full Council - 19th January 2023 - Full Meeting](#)
[People Scrutiny Committee Papers - 3rd January 2023](#)
[People Scrutiny Committee - 3rd January 2023 - Full Meeting](#)
[Individual Cabinet Member Decision - 30th November 2022 - Tudor Street Property](#)

8. AUTHOR

Laura Wright
Chair
Monmouthshire County Council

laurawright@monmouthshire.gov.uk

This page is intentionally left blank