

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

## 1. PURPOSE

- 1.1 As a result of the call-in process for the Individual Cabinet Member Decision (ICMD) taken on 30<sup>th</sup> 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 30<sup>th</sup> 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 3<sup>rd</sup> 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 19<sup>th</sup> 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 3<sup>rd</sup> 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**

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