

Report of the Chair

Scrutiny Programme Committee – 24 November 2014

SCRUTINY WORK PROGRAMME 2014-15

Purpose	This report explains the background and purpose of the scrutiny work programme, and current position of all scrutiny activities. The report helps the committee to manage the work of scrutiny to ensure that the work programme is as effective as possible. The report also presents some proposals for agreement.
Content	The scrutiny work programme is attached which refers to work currently active, showing progress with the established Scrutiny Panels and Working Groups. A work plan timetable for future committee meetings is also included.
Councillors are being asked to	<ul style="list-style-type: none">• accept or make changes to the committee's work plan timetable, and plan for the meetings ahead (<i>Appendix 1</i>)• review progress of established Panels and Working Groups (<i>Appendix 2 & 3</i>)• endorse proposed scrutiny activities in relation to Transformation of Adult Social Services (<i>paragraph 4.5</i>)• identify two further topics for inquiry (<i>section 5</i>)• consider the information about future cabinet business and any opportunities for pre-decision scrutiny (<i>Appendix 5</i>)
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Lead Officer	Dean Taylor, Director – Corporate Services
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1. Introduction

- 1.1 The Scrutiny Programme Committee is responsible for developing the Council's scrutiny work programme, and managing the overall work of scrutiny to ensure that it is as effective as possible.
- 1.2 The broad aims of the scrutiny function are to carry out a significant and constructive programme of activities that will:

- help improve services
- provide an effective challenge to the executive
- engage members in the development of policies, strategies and plans
- engage the public

1.3 At the same time the committee must ensure that the work of scrutiny is:

- manageable, realistic and achievable given resources available to support activities
- relevant to corporate priorities and focused on significant areas
- adding value and having maximum impact
- coordinated and avoids duplication

1.4 The scrutiny work programme is guided by the overriding principle that the work of scrutiny should be strategic and significant, focussed on issues of concern, and represent a good use of scrutiny time and resources.

2. **Methods of Working**

2.1 The work of scrutiny is undertaken primarily in three ways – through the committee itself and by establishing informal panels (for in-depth activities) or one-off working groups:

- **Formal committee meetings** – as well as managing the overall work programme, the committee will focus on holding Cabinet Members to account by holding formal questioning sessions, and provide challenge on specific themes over the course of the year - this may cover a broad range of policy and service issues. Matters considered at committee meetings will typically be ‘one-off’ opportunities for questions, which will result in the committee communicating findings, views and recommendations for improvement through chairs letters to cabinet members, and where appropriate by producing reports.
- **Informal panels** – Scrutiny panels are established, with conveners appointed by the committee, to carry out in-depth inquiries (sometimes referred to as reviews) or undertake in-depth monitoring of particular services. The use of panels helps to ensure that scrutiny can be flexible and responsive to issues of concern:

a) Inquiry Panels: to undertake discrete in-depth inquiries into specific and significant areas of concern on a task and finish basis. These would be significant topics where scrutiny can make a real difference. Inquiry panels will produce a final report at the end of the inquiry with conclusions and recommendations, informed by the evidence gathered.

Every piece of scrutiny work suggested for inquiry will start off as a 'working group' – with an in-depth inquiry only following if the group agreed it was necessary and could suggest appropriate terms of reference to the committee (including key question that is to be explored, evidence gathering that might be necessary, and timescales). The 'working group' approach will involve a detailed presentation of the subject matter at the outset (with advice from relevant cabinet members / officers and provision of existing research & information) which will enable opinion and proposals to be submitted to cabinet member(s) if these can be clearly expressed at that point, with no further work needed, or help inform decisions about the focus of any inquiry that is necessary.

b) Performance Panels: to provide in-depth monitoring and challenge for clearly defined service areas. Performance panels are expected to have on-going correspondence with relevant cabinet members in order to share views and recommendations, arising from monitoring activities, about services.

- **Informal working groups** – Although the majority of scrutiny work is carried out through the committee and panels, the committee can also establish informal working groups of councillors. This supports flexible working where it has been agreed that a matter should be carried out outside of the committee but does not necessitate the establishment of a Panel. This method of working is intended to be light-touch – effectively a one-off meeting to consider a specific report or information, resulting in a letter to relevant Cabinet Member(s) with views and recommendations.

2.2 This arrangement should help to achieve more focused and potentially quicker pieces of scrutiny, and provide flexibility to deal with things in different ways depending on the issue, and improve impact.

2.3 Non executive councillors who are not members of the committee have the opportunity to participate in panels and other informal task and finish groups. New panel / working group topics, once agreed, are advertised to all non executive councillors and expressions of interest sought. The membership of panels and working groups is then determined by the committee. More than one political group should be represented on each panel / working groups. These bodies also need to be of a manageable size in terms of team working and effective questioning. A minimum of 3 members should be present at all meetings.

3. The Committee Work Plan

3.1 An up-to-date work plan timetable for committee meetings, based on the agreed work plan, is attached as **Appendix 1**.

- 3.2 The committee's own work plan will remain under constant review to ensure it is robust and effective. An updated work plan timetable will assist forward planning and help the committee to manage workloads and review progress made.
- 3.3 Members should always review and confirm items for the next and future meetings giving specific consideration to who should attend and confirm expectations so that meetings are always well planned and prepared for, e.g. information required and key questions that the committee wishes to ask.
- 3.4 The committee will have the opportunity to introduce issues of concern and review priorities, as and when they arise.

4. Scrutiny Panels and Working Groups

- 4.1 To facilitate monitoring of the overall scrutiny work programme **Appendix 2** provides a snapshot of the informal Panels and Working Groups that have been established by the committee.
- 4.2 **Appendix 3** provides a summary of progress with these current scrutiny activities.
- 4.3 For further information about the work of specific panels / groups a contact list of lead scrutiny members and officers is contained in **Appendix 4**.
- 4.4 The committee is asked to endorse proposals for scrutiny which have been indentified by the following group:
- 4.5 **Transformation of Adult Social Services (TASS) Panel - convener Cllr Uta Clay**
 - 4.5.1 This work will involve close scrutiny of the TASS Programme and effectively represents a hybrid of an Inquiry Panel and Performance Panel.
 - 4.5.2 The Panel is proposing to provide challenge and assurance in respect of the TASS programme and examination of various aspects. The overall aim is to structure the Panel's work plan against key decisions in the TASS process (the Cabinet Member has been asked to provide the 'timeline').
 - 4.5.3 The Panel will commence with a development session that the Centre for Public Scrutiny has volunteered to facilitate. This development session will also identify whether / how gaps in expertise should be filled through, for example, additional members, 'expert' co-optees or members of the public/service users. The Centre for Public Scrutiny is also providing additional support for questioning strategies.

- 4.5.4 The Panel may undertake some research with service users and frontline staff e.g. through focus groups.
- 4.5.5 The Panel will raise issues and make proposals through letters during the course of its work and through a final report at its conclusion – with an interim report delivered to the Scrutiny Programme Committee in April.

5. Current and Future Inquiries

- 5.1 A number of scrutiny inquiries have recently concluded and final reports presented to the committee for submission to cabinet. There is capacity for further inquiries to be undertaken. The current position in terms of inquiries is as follows:

Education Inclusion – the Panel’s work had been suspended earlier this year, shortly after being established, to allow for an independent review into education other than at school services to be completed. The independent report was considered by the Panel in October and it is expected to meet again before the end of 2014 in order to consider the authority’s action plan. At that point the Panel will consider whether / what further scrutiny activity is required. Any specific proposals will be reported back to the committee for agreement.

Corporate Culture – a pre-inquiry working group was established to consider the topic and identify specific proposals for scrutiny. The committee agreed that an in-depth inquiry will only follow if the group concluded it was necessary and could suggest appropriate terms of reference to the committee (including key question that is to be explored, evidence gathering that might be necessary, and timescales). The working group met on 12 November and following discussion agreed that an in-depth inquiry should be carried out focusing on creating a can do corporate culture. It will be drafting terms of reference for this work, which will be reported to the committee for agreement.

- 5.2 The committee is invited to review the scrutiny work programme and identify two further inquiry topics. Based on discussion in July the committee had identified the following as the next inquiry topics, in order of priority:

a) School Governance

An inquiry could potentially look at how the effectiveness of school governance can be improved. It would enable scrutiny councillors to explore: the role and responsibility of governors; and issues relating to recruitment and the support they are given.

b) Mental Health Services

An inquiry could potentially look at the effectiveness of the provision of mental health services to children and young people, especially with reducing resources and increased demand for CAMHS (Child & Adolescent Mental Health Services). It would enable scrutiny councillors to: find about the extent of the problem in Swansea and access to services; look at the effectiveness of multi-agency working in delivering such services; and consider what improvements could be made.

(As previously agreed a pre-inquiry working group would be the first step for any new topic and will allow the group to propose terms of reference of any inquiry for the committee to endorse)

5.2.1 The committee should confirm these as the next inquiry topics but may wish to consider other topics.

5.3 The following list reflects back on the other issues which emerged from the annual scrutiny work planning conference, not already included in the work programme, should the committee wish to review priorities:

- Services for those with Learning Difficulties
- School Readiness
- Obesity / Lifestyle

5.4 The committee should also note that there are also 4 further Working Groups expected to meet over the course of the year which may give rise to inquiry proposals:

- Sustainability
- Target Areas
- Roads / Highway Maintenance
- Young Carers

6. Monitoring the Work Programme

6.1 A report is provided to each meeting to enable the committee to maintain an overview of all scrutiny activities to ensure that the work programme is co-ordinated and effective. In particular the committee will monitor progress of work undertaken by the informal Panels and Working Groups and findings to ensure that this work is effective and has the required visibility. Performance Panel conveners will be asked to attend the committee on a regular basis to provide updates and enable discussion on key activities and impact.

7. Pre-Decision Scrutiny

7.1 To facilitate the ability to undertake pre-decision scrutiny a forward look document showing future cabinet business is made available to

scrutiny. An internal 'Forward Look' document is maintained by Democratic Services and covers reports to both Cabinet and Council. Attached as **Appendix 5** is an extract from this document showing upcoming cabinet decision reports.

- 7.2 This information is already made available to all scrutiny councillors on a weekly basis and any councillor can make a request for pre-decision scrutiny.
- 7.3 If further information is sought about future cabinet business that would help inform whether pre-decision scrutiny should be formally requested on a particular matter then this should be identified as soon as possible and will be referred to the relevant Cabinet Member for response.
- 7.4 If the committee identifies any particular matter for pre-decision scrutiny a discussion with the Cabinet Member will be necessary in order to consider timescales and window of opportunity for scrutiny involvement. This may necessitate a special committee meeting.
- 7.5 To ensure the best use of time and resources it is assumed that pre-decision scrutiny will take place on an exceptional basis - decisions that may have big significance, thinking about things like:
 - strategic impact
 - public interest
 - significant financial implications
- 7.6 Pre-decision scrutiny would enable the Committee to develop understanding and ask questions about a proposed cabinet report to provide 'critical friend' challenge and influence decision-making, for example:
 - the rationale for the report
 - robustness of the proposed decision and decision-making process
 - potential impact and implications (including policy/budget issues) and risks
 - how different options have been considered
 - the extent of consultation undertaken
- 7.7 Following the committee's request for pre-decision scrutiny of the 'Proposed Lease of Underhill Park to Mumbles Community Association', the committee met on 13 November to consider the report. The views of scrutiny are to be reported to Cabinet meeting of 18 November. A letter has been sent to the lead Cabinet Member, Councillor Mark Child and the response will be reported back to the committee in due course.

8. Financial Implications

- 8.1 Any costs that arise out of work plan activities, for example expenses for witnesses or transport costs, are not envisaged to be significant and will be contained within the existing Scrutiny Budget.

9. Legal Implications

- 9.1 There are no specific legal implications raised by this report.

Background papers: None

Date: 14 November 2014

Legal Officer: Nigel Havard
Finance Officer: Carl Billingsley

Appendices:

Appendix 1: The Committee Work Plan 2013/14
Appendix 2: Scrutiny Activity Timetable
Appendix 3: Progress of Panels and Working Groups
Appendix 4: Scrutiny Councillor / Officer Leads
Appendix 5: Forward Look (Cabinet Business)