



# EXECUTIVE MEMBER DECISION

<b>REPORT OF:</b>	Executive Member for Adults Social Care & Health
<b>LEAD OFFICERS:</b>	Strategic Director of Adults and Health
<b>DATE:</b>	31 March 2023

<b>PORTFOLIO/S AFFECTED:</b>	Adults & Health
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<b>WARD/S AFFECTED:</b>	All Wards
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<b>SUBJECT:</b>	<b>EMD - Market Position Statement</b>
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## 1. EXECUTIVE SUMMARY

All local authorities have a responsibility to meet the needs of people eligible for care, to support them and their carers and to fund care for those people with needs who meet financial eligibility criteria.

Part of this responsibility includes undertaking local market shaping to encourage quality, choice and sufficiency of care provision in their area.

As such, Blackburn with Darwen have refreshed their Market Position Statement (MPS) for 2022-2024.

## 2. RECOMMENDATIONS

That the Executive member approves the Market Position Statement (attached as appendix) for publishing on the BwDBC website.

## 3. BACKGROUND

Blackburn with Darwen Borough Council's MPS provides information about the adult social care market in the borough. It is designed to help current and prospective providers of adult social care; understand our local context, what's likely to change, and where opportunities might arise in the market in future. It sets out the key considerations for adult social care providers and the vision of the council of the future of adult social care in BwD. The MPS is for existing and potential providers and will help them to shape their business plans to support the council's vision for the future.

The MPS details key messages for all of the different areas of adults social care; for example day services and home care. The MPS also shares some critical key messages for providers of all types of care in BwD;

- The Council will work with all providers to ensure that provision is of good quality, therapeutic, maximises independence and achieves individual outcomes.
- We want to work with providers who can clearly demonstrate their ability to connect people to their local communities, including employers and natural support.
- We are committed to working with providers to understand a fair cost for care.

- We are keen to explore innovative models of provision as part of a new health and integrated care system where new workforce opportunities will develop.
- Speculative developments are not supported by the Council. Any new builds should be developed in partnership with the local authority.
- The Council will always seek to maximise the use of existing provision where this is suitable

The Market Position Statement is an important part of BwD's work on "Fair Cost of Care", which requires us to;

- Complete and publish a fair cost of care exercise
- Complete and publish a market sustainability plan

Although in line with other social care reforms, work on the Fair Cost of Care has been paused, there is still an expectation that local authorities will work towards paying a fair cost for care in their borough.

The MPS sits alongside these documents giving BwD context.

#### 4. KEY ISSUES & RISKS

There is a risk of market failure if BwD do not publish an up to date MPS giving present and future providers a clear steer on forecasted care needs in the borough.

#### 5. POLICY IMPLICATIONS

#### 6. FINANCIAL IMPLICATIONS

There are no financial implications arising directly from the recommendations in this report.

However, the MPS will help to inform present and future care and support providers in the borough about forecasted needs, in turn endeavouring to keep the market for care and support in the borough sustainable

#### 7. LEGAL IMPLICATIONS

Sections 5 and 48-52 of the Care Act 2014 places specific legal duties on local authorities in respect of local market shaping and commissioning for adult social care, and in cases of provider failure in their areas. As noted in the Care and Support Statutory Guidance, working with providers and stakeholders to develop and publish our Market Position Statement should greatly assist the council to be able to fulfil those statutory duties.

#### 8. RESOURCE IMPLICATIONS

#### 9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1  Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2  In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. *(insert EIA link here)*

Option 3  In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. *(insert EIA attachment)*

## 10. CONSULTATIONS

## 11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

## 12. DECLARATION OF INTEREST

All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

<b>VERSION:</b>	<b>1</b>
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<b>CONTACT OFFICER:</b>	<b>Rebecca Ramsay</b>
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<b>DATE:</b>	18 <sup>th</sup> January 2023
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<b>BACKGROUND PAPER:</b>	
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