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Newsletter No: 35

September 2013

The penny drops for sector 'leaders' – privatisation means private!

There is a lot in this newsletter about public services privatisation and that's because there is a lot of it about. But also because, for us in NCIA, this is perhaps the most dangerous and damaging change now taking place in our social and community relations. The elimination of social support and protection wherever the government feels it can get away with it, and the outsourcing of the rest to profiteering corporations, on a scale that is eyewatering. The Cambridgeshire community services contract now being let, for example, is worth £800M plus.

This is the reality of privatisation and no amount of cuddly talk by Nick Hurd and his like about how much the government values the voluntary sector can hide the fact that, really and truly, it has nothing but a marginal interest in voluntary services. This increasing decoupling is beginning to dawn on our so-called sector 'leaders'. Witness Stuart Etherington's complaint at the NCVO annual conference about the "blatant indifference" shown by some ministers to charities' concerns. Witness the awful and disgraceful revelation of Stephen Bubb allowing ACEVO to be identified with the corporate push to privatise the NHS. And witness the decimating cuts being made to frontline voluntary services agencies despite the worthless statements from Eric Pickles about "proportionality".

Voluntary organisations are bit players in this tableau. In this new harsh world, the future they are being led towards promises merely a dependent sub-contracting relationship with Serco, G4S, Virgin Care and the rest. But there are other futures possible and our NCIA Inquiry into the future of voluntary services is looking at these other futures - where voluntary action returns to its proper role: to hold powerful interests to account; to complement not replace public services; to create bonds not divisions between us; and to hold fast to independence and self-determination.

News from NCIA

CVSs debate the future

Fourteen CVSs from around the country travelled to London on the 13th September to a meeting jointly organised by NCIA and London Voluntary Services Council. Another 12 CVSs wanted to come, but couldn't make it. The purpose was to discuss the role of CVSs during a period of cuts and austerity, and how they can stand alongside communities under pressure and support local campaigns. The picture revealed about what is happening in local areas was deeply depressing, both in relation to the pressures on the population and local voluntary action; and the uncertain and emasculated future for local infrastructure bodies.

But there were also some inspirational tales of people who are now making their own arrangements to support local voluntary action, outside of pressures from their funders or the regressive dictats of the 'Transforming Local Infrastructure' brigade. Pointers to follow were: the role of trustees in standing with communities; sharing the new models emerging of homes for radical local action; connecting and supporting frustrated and isolated individuals, employed in compromised agencies (we call them subversives!). If you would like to connect with this discussion please get in touch with penny@independentaction.net

Inquiry into the Future of Voluntary Services

Full briefing documents are now up on our site dealing with social enterprise and social investment, and the role of the state and voluntary agencies in the provision of public services. Stories are being collected and interviews done. Further papers on the activities of corporate charities, on voluntary services group involvement in campaigning, on procurement and commissioning practices and on the impact of current trends on smaller community groups will be produced as fast as we can.

Offers of help have also been coming in, for which we are grateful and without which this Inquiry will not get done. More is needed however, so if you would like to help us with this task of documenting and analysing just what is happening to the voluntary services world, and what we want instead, please get in touch with<u>andy@independentaction.net</u>.

What are charities for? BBC Radio 4

We are featured in an up-coming Radio 4 Analysis programme that questions the role of charities whose main activities are undertaken under contract to the state or private sector. This is scheduled to be broadcast in October. We'll let you know.

The evidence builds....

NHS privatisation races away

<u>New figures</u> published by the NHS support Federation this week show the lie of the government's claims that they are not especially committed to NHS privatisation. Nearly 200 contracts, worth £2.5billion in total, have been offered since April. The surge in tenders is one of the first signs that the government's rules on competition are opening up more of the NHS to the market.

The biggest contract so far is worth over £800 billion pounds and is to provide community services in Cambridgeshire. Seven other areas have similar contracts in the pipeline. The

contracts will attract interest from the big corporate players like Serco and Virgin, who have both already scooped up sizable deals in this area.

Those opposed to NHS 'markets' worry that the NHS just cannot compete effectively for contracts against private providers. These figures bear out these fears - from the twenty four clinical contracts that have been awarded since April only four have gone to the NHS. If the trends continue, huge levels of outsourcing are certain.

Catch up with the whole disgusting story

And on the theme of NHS privatisation there is an excellent video of a talk by Professor Raymond Tallis, author of 'NHS SOS', which sets out frame by frame the "tale of deceit, weakness and greed", showing how the Tories have led us to the sell off now taking place. Give yourself 45 minutes to clock this one, it's time well spent -http://bit.ly/1gx8Avu

And where is the Labour Party?

Given the pace at which our public services are being shredded or sold off, where do we find the resistance and specifically, where is the Labour Party? In an insightful article on the Our NHS website, two successful anti-privatisation campaigners ask whether attempts to reclaim the Labour Party are diverting attention away from more effective local resistance. Have a ponder here: <u>http://bit.ly/1cnGvYg</u>

The Big Squeeze: launch of 2013 survey

For the fifth year, London Voluntary Services Council (LVSC) is gathering information from London's voluntary and community groups about the effects of the recession and other government policies on the groups and on the issues Londoners are facing. This year, LVSC is also keen to learn about the effects of welfare cuts in the capital and how voluntary groups have been trying to reduce their impact.

To take part in The Big Squeeze survey, please complete the LVSC <u>electronic survey</u>, or to find out more information go to <u>LVSC's website</u>. The survey closes on Friday 30th September 2013 and results will be launched at LVSC's AGM on 5th November.

Heros, heroines, & keeping on keeping on

Anti-fracking protests maintain momentum

Following the high profile demonstrations at Balcombe in Sussex, including the arrest of Green MP Caroline Lucas, anti-fracking protestors are keeping up the pressure in Balcombe and elsewhere. Most recently an attempt by West Sussex County Council to disband the protest camp was stopped by the High Court. The judge adjourned the hearing describing the Council's application as flawed. The license to drill at the Balcombe site, held by gas company Cuadrilla, expires on the 28th September and there has been no application to extend it. Actions elsewhere around the country continue. You can keep up to date with the action at <u>www.frack-off.org</u> or hash tag @frack_off.

Meanwhile, Lord Stern author of the Stern review on the financial implications of climate change, has debunked claims that fracking will bring the price of gas down - you can read about that out here: <u>http://ind.pn/1eOCSyt</u>

Sign up to receive a daily summary of NHS News

A new daily news digest services has been launched by 'Our NHS', a part of the Open Democracy platform. This will bring you a summary of the key NHS-related stories from across the newspapers and web. If you want to sign up for this, you can do so here: <u>http://bit.ly/151SPNi</u>

Fightback on commissioning

Dead useful report from our friends over at the Centre for Welfare Reform which sets out ways in which statutory bodies can be helped to adopt more community-friendly approaches to commissioning and procurement.

'Commissioning and Community Sourcing' describes how "UK commissioning has been trapped by the wrong interpretation of EU procurement law and an unimaginative approach to understanding the role of local government and the NHS. It is not by making contracts bigger, privatising services or by increased regulation or contractual control that we'll strengthen our communities or revitalise public services. We need to refocus attention on the real strengths and capacities of our communities and create a mutually supportive framework linking statutory services and communities."

Download the report here: http://bit.ly/187vgBw

Widespread opposition to 'immigration crackdown'

The government has backed off and lowered the temperature following the outcry and legal challenge over the poster campaign telling migrants to "go home" accompanied by vans cruising London neighbourhoods with the same message. The vans have disappeared and posters taken down in UKBA offices. To reinforce the pushback an Early Day Motion has been tabled in parliament urging the government to abandon its 'Returns Pilot Scheme' (Early Day Motion 488 - House of Commons: 09.09.2013 - You can hassle your MP to sign this here: http://www.writetothem.com/).

Desperate to put some distance between them and the Tories, the Liberal Democrats have also now come out to say they will oppose extending the scheme nationwide. Nick Clegg described the mobile posters as "silly", though did not address how the scheme had come to be approved in the first place (they do keep telling us they are part of the government...).

More ominous has been the increase in immigration spot checks at workplaces, bus stops, railway stations, restaurants, and other public places. In response, various organisations and groups are organising, challenging and campaigning against these measures. Public meetings were called in August by the Refugee and Migrant Forum East London (RAMFEL - www.ramfel.org.uk) and the Migrant's Rights Network (MRN - www.migrantsrights.org.uk). MRN has asked those who has experienced or witnessed spot checks to contact them on: info@migrantsrights.org.uk and the Network for Police Monitoring (NETPOL) has begun compiling evidence of discrimination and the abuse of police powers, calling on witnesses to the operations to contact them on: info@netpol.org. In Scotland, Positive Action in Housing has been well active (www.paig.org).

Prior to the intensification of spot checks, the <u>Anti-Raids Network</u> (ARN) had already <u>produced guidance</u> on how to respond if targeted. ARN also runs workshops and provides training, amongst other practical activities. It has also been distributing the

information and supporting victims at major transport hubs, alongside No Borders local groups and others.

And in a typical display of righteous outrage, Southall Black Sisters mounted a spontaneous protest against the immigration enforcers when they spotted them down the road from their office - video footage <u>here</u> of the enforcers being backed into the shopping centre. For more information on rights and raids: <u>http://bit.ly/1do2IFm</u>

Lewisham campaigners win judicial review, but now face government appeal

On 31st July, the High Court ruled that health secretary Jeremy Hunt acted outside his legal powers when he approved plans to downgrade Lewisham Hospital, and ruled the decision unlawful. The decision marked a huge victory for the Save Lewisham Hospital Campaign, Lewisham Council, hospital staff, the local community and everyone who supported the campaign.

However, on the day of the deadline, the government entered an appeal against this judgement. Rosa Curling from law firm Leigh Day, who represented the Save Lewisham Hospital Campaign said: "We remain confident that the Court of Appeal will uphold Mr Justice Silber's decision and we intend to request an urgent hearing so the ongoing uncertainty facing the Hospital can be brought to an end as a matter of priority."

Speaking on behalf of the Save Lewisham Hospital Campaign, Tony O'Sullivan said: "We are disappointed by the Secretary of State's decision to launch an appeal. However, we are confident that the strength of our case will be upheld at appeal. Our commitment to defend the excellent services provided by Lewisham Hospital is unwavering."

You can get the latest news here: <u>www.savelewishamhospital.com</u>.

The madness continues

Gagging bill creates unusual alliance

Opposition to the government's gagging bill has attracted a lot of attention and created an unusual alliance of opinion amongst opponents. Many fear that the bill, ostensibly to crack down on shady lobbying in advance of a general election, is in fact a general attempt to discourage dissent in general. The force of opposition - including 'outsiders' like 38 Degrees and the voluntary sector establishment led by NCVO - has resulted in an assurance from the government that an amendment will be introduced to ensure that campaigning by charities will not be muzzled by the new law. It will be important to follow through and keep up the pressure on this.

The parliamentary debate around the issues also highlighted that there are MPs - like Jacob Rees-Mogg and Charlie Elphicke - who actively want put a stop to charities, voluntary organisations and pressure groups getting involved in and influencing public debates.

This month's 'That Takes the Biscuit' Award Goes (yes again) to

Sir Stephen Bubb

With Stephen Bubb about, the bar is set very high to achieve our coveted 'Take the Biscuit Award'. For once again our sector's very own self-publicist has scored a direct hit by holding his 60th birthday party at the House of Lords and getting his employer ACEVO to pay half the £1500 cost! A worthy award winner indeed. "It seemed just right to celebrate my 60th with a tea party in the House of Lords", said Sir Steve, who provided the birthday cakes himself apparently.

This all went down rather badly with the Daily Mail (http://dailym.ai/19gnN1w) but, undeterred, an ACEVO spokesperson said: "As part of its ongoing work in building stakeholder relationships, ACEVO invited its members, parliamentarians and cabinet ministers, national media and other key partners to an event at the House of Lords to mark the 60th birthday of ACEVO's long-standing chief executive." Ah yes, that does put a quite different spin on it.

Charities attack government commitment to tackle homelessness

Homelessness charities have accused the government of 'diluting' its homelessness strategy after axing the role of a key civil servant. Jon Bright, director of homelessness and support at the Communities and Local Government department, is retiring this year and his role is being made redundant to save money. Coming on the back of the CLG's decision in March to scrap its homelessness prevention advisors, despite a 6 per cent rise in street homelessness over the last 2 years, this move is seen as further indication that the department's interest in combating homelessness is declining.

Southwark Council holds onto its secrets

Southwark Council is set to refuse to release confidential information about its Heygate Estate development deal that saw it reduce the amount of affordable housing. The borough will appeal the Information Commissioner's Office decision that it should release the financial viability assessment used by Lend Lease to slash the affordable housing from 35 to 25 per cent in its £1.5 billion regeneration deal. Local campaigners have been demanding to see details of the decision since the development agreement for the development of the estate, which once provided 1,200 affordable homes, was signed in 2010.

But Southwark has refused the order: "The ICO's decision has huge implications for councils wanting to enter into commercial partnerships with developers across the country," said Fiona Colley, cabinet member for regeneration. "We could find ourselves sleepwalking into a situation where developers refuse to work with councils for fear their commercially sensitive information will be forced into the public domain."

Lottery falls out with its 'business consultancy'

The Lottery Fund has fallen out with business consultancy Exemplas over the 'Big Potential' programme, a social investment gig that had been due to start over the summer. The only information that can be prised out of the Lottery is the tight-lipped statement that "The Big Lottery Fund and Exemplas have decided to end their contractual relationship." But, "the fund remains committed to continuing with an investment-readiness programme and bringing this much-needed support to the sector. The Big Lottery Fund is looking to start a new procurement process for this programme as soon as possible."

The programme was previously referred to as the Investment Readiness Fund. It is a threeyear fund worth £10m and aimed at helping voluntary, community and social enterprise organisations access new revenue streams through social investment. Voluntary groups thinking of taking part might be warned to 'be careful what you wish for....'

Transforming Local Infrastructure – another good news story(?)

NAVCA has published a report highlighting the "the early indications of success under the Transforming Local infrastructure (TLI)" programme. This refers to the 30 million quid dolled out by the lottery to local Councils for Voluntary Services (CVS) to get them ready for the contract-filled and business-friendly new order that is now required by the government of local support organisations. Told to spend the money by this September, the lucky recipients were also told to look hard into merging, charging for services, closer links with the private sector, getting closer to the local statutory sector too, and different ways of 'delivering more with less'. Unsurprisingly, the report highlights what it sees as successes, but it's pretty low key stuff (aiming to have quarterly meetings with local business leaders, etc.). Nevertheless, Joe Irvin, NAVCA's chief executive claims in the forward that "... our members (are) leading work to find resilient business models." You can be enthused here - <u>Read the report</u>

Locality puts brave face on Community Organisers figures

Locality, the "leading nationwide network for community-led organisations" has responded with confidence to the news that they are about 1,000 short of their target to recruit and train 2,500 Community Organisers by this September (1,536 recruited so far). They have two more years to make up the shortfall and find another 2,500 people on top of that. Of the 5,000, 500 were intended to be 'senior organisers' paid £20,000 as a year long training bursery. 346 of these have been recruited. Last year, the Cabinet Office put an additonal £7.5M into the scheme to help these paid organisers get employment after their training finished (62 of the 105 have apparently found jobs), taking the total cost of the scheme to an eye-watering £22M.

Bubb again caught lobbying for privatisation

If it wasn't so serious - and disgraceful - this would qualify Stephen Bubb for a lifetime 'That Takes the Biscuit Award'. It has now come to light that Bubb worked alongside the head of private healthcare trade group, the 'Partners Network' to persuade Jeremy Hunt not to water down the highly controversial "Section 75" privatisation regulations.

The regulations - made under the Health and Social Care Act - were seen to confirm the determination of the government to hand over large swathes of the NHS to private

companies. The regulations - which were passed by parliament - effectively force local health bosses to put all services out to tender unless they can prove there is just one capable provider.

A letter has come to light co-signed by Bubb and Partners Network director David Worskett, which raised "deep concern" at reports in the Guardian that the government was "contemplating substantive concessions over these important regulations." They urged the NHS to "embrace a new culture" to include "opening the way" for the potential contribution of "new providers...We strongly urge the government to stand firm."

This is the second time that Bubb has been exposed for his links with this private sector lobbying group and the secret 'understandings' that he agreed with them (see<u>Social</u><u>Investigations</u> for the full story). ACEVO, for whom Bubb works, is a 1500-strong membership organisation. When ever will the membership exercise some control over this maverick's activities?

Strengthening the Compact – they never give up!

One thing you can say about the plucky lads and lasses down at Compact Voice is that they never give up. With relentless optimism, they have again persuaded the government to come up with an 'action plan' to strengthen the Compact in central government departments. Yet again this follows a negative report (this time from <u>the 2012 National Audit Office report</u>) about the lack of engagement with the Compact. Departments were '....not in a position to provide a "meaningful statement" on their implementation of the Compact' and the report found 'scope for improvement'. Apparently the new, new action plan 'does not provide new responsibilities for the OCS, but "clarifies the relationship" between the OCS and Compact Voice and focuses on increased transparency', a spokesman for Compact Voice said. Bless.

National Citizenship Service – whitewash evaluation

An upbeat picture of the flagship government programme for 16 and 17 year olds in England and Northern Ireland has been produced by 'NatCen', "Britain's leading social research agency" according to their branding. Billed as an 'impact evaluation' its content is markedly lacking in overt criticism and it is only careful readers who will discover some of the apparent shortcomings - like 6,000 places going unfilled, the 35% increase in cost per place and most telling, that 'no statistically significant positive impacts were found'.

In 2012/13 this scheme was already receiving almost half of the Office for Civil Society budget and the government intends to expand the programme to 150,000 young people in 2016 at estimated cost of a cool £250M.

Police disrupt Roma civil rights

According to veteran Roma activist Grattan Puxon, Operation Chefornak in central London has so far resulted in more than 700 arrests and many 'voluntary' repatriations to Romania. This operation is seen as an attempt to clear Roma from affluent areas of central London. Meanwhile, Puxon himself was raided by Police and vital funds seized at the same time as raids on travellers at Smithy Fen, Cambridgeshire and Dale Farm in Essex. The full story is here:<u>http://www.aworldtowin.net/frontline/GrattonPuxon.html</u>

Voluntary sector tops the list on zero hours contracts

A survey from the Chartered Institute of Personnel Development has found that the highest proportion of employers using zero hours contracts are in the voluntary sector. In a survey of 1000 employers, the institute found that 34 per cent of voluntary sector employers used zero-hours contracts, compared with 24 per cent in the public sector and 17 per cent in the private sector.

You can get more information on this unpalatable result here: <u>http://bit.ly/1f4Y8h2</u> and a useful disucsison of the issue has been struck up on the NatCAN website - <u>http://bit.ly/14EtLX0</u>

300 Turning Point staff claim unfair dismissal

300 staff at the <u>Turning Point</u> have claimed unfair dismissal as part of a long-running dispute over new terms and conditions. Last year Turning Point started moves to sack its entire 2,600-strong workforce and re-employ them on new contracts in a bid to reduce costs. According to Unite, staff were dismissed and then re-employed in March on lower salaries and poorer terms and conditions. It said some had lost up to £6,000 a year from their wages.

A spokesperson for Turning Point said that it remained committed to maintaining the basic salary level for all employees, and it had raised the basic pay for some front-line staff, but that changes to terms and conditions were made in relation to "various enhancements, including those for unsociable hours, much of which is no longer paid within the market, and were not about pay cuts". So, join us in the race to the bottom seems to be the message.

Privatisation plans for probation on the skids as Serco and G4S are investigated

Outsourcing plans for the probation service are now in some disarray as two of the largest players - Serco and G4S - face the attentions of the Serious Fraud Office. Both companies have been accused of overcharging the government by millions of pounds on electronic tagging work. Separately a review is being undertaken of all government contracts held by G4S and Serco "... to determine how government will better manage similar contracts in the future," said Francis Maude, the Minister responsible.

Andrew Neilson, director of campaigns at the Howard League for Penal Reform, said the news could derail the privatisation programme, if these investigations meant that G4S and Serco would not be able to bid for any large contracts involved. "The MoJ needs G4S and Serco to bid for large contracts," he said. "No charities have the capacity to bid for those contracts by themselves anyway. They will be dependent on working with private companies. This throws all of that into doubt."

Barnet Council hands over 70% of its services to Capita

In a deal worth over £1B, the 'One Barnet' privatisation programme was sealed on the 6th August in a contract with Capita. Soon afterwards this was followed by a damming report from the Campaign Against the Destruction of Disabled Support exposing the failure of a parallel outsourced contract to Your Choice Barnet Ltd. This dealplanned to make £2m profit over a four-year period from residents with physical disabilities and learning difficulties to subsidise Barnet Council taxpayers. It is, however, as predicted, in financial crisis. The report details the scale of the company's financial crisis, the failure to attract new service users and revenue, the totally inadequate approach to engagement and the

drastic staff restructuring proposals, which it claimed would not affect service users and carers. Depressing reading but here it is:<u>http://bit.ly/18ata1U</u>.

9 spectacular privatisation failures

Gloomy but useful summary of privatisations gone wrong features in the New Statesman - depress yourself here: <u>http://bit.ly/168TCwl</u>

Events, reports, activities coming up

Youthwork and neo-liberalism

A major analysis by NCIA's Bernard Davies of the theoretical and practical consequences of the application of neo-liberal principles to the English youthwork scene has been published in the journal Youth and Policy. It's available as a download here: <u>http://bit.ly/155mRuo</u>

'Kittens are Evil' continue their road show

The 'Kittens are Evil' crowd are still on the road with their popular conference looking at the folly of payments-by-results and outcomes-based-accountability. The next two up are 30^{th} September in Fareham and 28^{th} October in London.

You can find out more and book yourself in (cost = £45 +VAT) here: <u>https://www.vanguard-method.com/events/?story=29</u>

People's Assembly demonstration at Tory conference – 29th September

In June, the 4,000 strong People's Assembly in June agreed to mobilise for a national demonstration outside the Conservative Party conference to send a loud, clear message that there is an alternative to austerity. This will take place on the 29th September.

A train has been booked from London (more info <u>here</u>). To book on coaches from across the country contact your <u>local group</u> or find a coach near you <u>here</u>.

Edge Fund open again for applications – by 14th October

Edge Fund, the radical funding network has opened a third round of funding. Applications (maximum £5,000) are invited by the closing date of 5pm on the 14th October. Guidelines for the Fund and information about previous grants and activities can be found here - http://edgefund.org.uk/what-we-fund/ - or call 0300 123 1965 (charged same rate as 01/02 number from mobile or landline) or 07767 126 915

The Green Book – caring for each other sustainably

A new publication from author and activist Bob Rhodes is now out. The Green Book "challenges current disregard for the inter-relationship between the State and the citizen in nurturing sustainable communities where love and care are valued more than profits." It sets out a vision of a re-designed welfare state that combines justice with citizenship. Available as an ebook download at the Centre for Welfare Reform (<u>www.centreforwelfarereform.org</u>), and in paperback via the Lives Through Friends website (<u>www.livesthroughfriends.org</u>).

Government plans to gag charities using judicial review – 6th November

The government is consulting on changes to judicial review which include a proposed restriction on who can bring judicial review, openly aimed at stopping charities and other not for profits using the courts to uphold the law and as part of campaigning challenges. Law firm Bates, Wells and Braithwaite, along with many others, have come out against the proposal.

The consultation is open until the 1^{st} November (see <u>http://bit.ly/1eOEkRh</u>) and the firm will be discussing developments at a Public Law Toolkit event on the 6^{th} November. For more information on this event and to book your place click on: <u>http://bit.ly/1a31VYd</u>

Co-operative alternatives to capitalism – 27th September

Speakers, workshops and discussion groups on the issues of radical cooperatives and mutualism. Includes Hilary Wainwright (editor Red Pepper), Ed Mayo (Secretary General - Co-operatives UK), and Paul Monaghan (Up the Ethics/Co-operative Energy), and more.

Friday September 27th 2013, 12 noon - 7pm at Amnesty International Human Rights Action Centre, London. Cost is £18.00 to include entry, lunch and the drinks reception. You can book here: <u>https://ethicalconsumer.eventbrite.co.uk/</u>