

Title of meeting:	Health and Social Care Cabinet
Date of meeting:	23 March 2018
Subject:	Better Care Fund Section 75 Agreement
Report by:	Jo York, Director New Models of Care
Wards affected:	All
Key decision:	No
Full Council decision:	No

1. Purpose of report

- 1.1 To seek approval from the Cabinet Member to vary the Better Care Programme Section 75 Agreement to give effect to local requirements.

2. Recommendations

- 2.1 The Cabinet Member for Health and Social Care approve the entering into of a variation to the section 75 agreement between the City Council and Portsmouth Clinical Commissioning Group, to give effect to the local requirements for the Better Care Fund plans for the city.

3. Background

- 3.1 The Portsmouth Better Care Fund plan supports the Council's vision and strategic objectives through putting individuals at the centre of a single commissioning vehicle and integrated service delivery. This will create a sustainable health and care system and achieve the long term savings and system changes required to bridge demand and funding gaps and manage the increasing demands of an ageing population.
- 3.2 In accordance with the requirements of the national programme Portsmouth City Council entered into a section 75 agreement with Portsmouth Clinical Commissioning Group.
- 3.3 Discussions between finance and commissioning colleagues have identified existing CCG commissioned and PCC community services to be included in the fund. These have been included in the fund to provide greater transparency among the partners and where planned could schemes could impact of current commissioning and provision arrangements.

The purpose of the variation therefore is to detail the increase of the BCF pooled fund for 2017/19 from £16million to £27million per annum due to the inclusion of new and additional funding streams. These include:

- iBCF, which comes to the Local Authority and is required to be included in the BCF.
- Funding received from NHS England for Integrated Personalised Commissioning. has now been included to ensure more robust programme governance.
- Shared Lives Healthcare; a new pilot scheme that the City has been selected for and receives funding from NHS England to enhance the existing shared lives scheme to provide more support to people with ongoing healthcare needs

4. Reasons for recommendations

- 4.1 The introduction of new and additional funding streams within the overall fund will provide greater transparency among partners where the planned schemes could impact on current commissioning and provision arrangements.

5. Equality impact assessment (EIA)

- 5.1 An overarching EIA was completed for the programme and scheme specific assessments have been carried out.

6. Legal implications

- 6.1 Section 75 of the NHS Act 2006 (the “Act”) allows local authorities and NHS bodies to enter into partnership arrangements to provide a more streamlined service and to pool resources, if such arrangements are likely to lead to an improvement in the way their functions are exercised.

- 6.2 The Better Care Fund section 75 Agreement is a framework partnership agreement which specifically enables the Council and the CCG to meet the requirements (National Conditions and Local Objectives) of the ongoing national Better Care Fund policy initiative to support the integration of health and social care service provision. It is a requirement of the Better Care Fund that the Council and the CCG establish pooled funds for this purpose and the section 75 Agreement provides the legal framework for this.

- 6.2 The suggested variation to the agreement between the parties would be within the remit of the legislation.

7. Finance comments

- 7.1 The recommendation contained within the report seeks to vary the Better Care Fund s.75 agreement in order to include existing CCG and PCC budgets. As highlighted within the report this change seeks to provide greater transparency among the partners.
- 7.2 There are no direct financial implications arising from the recommendation, as the budgets will continue to be managed by and be the responsibility of the relevant partners.

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Signed by: Jo York, Director New Models of Care

Appendices: BCF S75 Variation Document

Background list of documents: Section 100D of the Local Government Act 1972

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location
BCF s75 agreement between PCC and PCCG	ICS

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by on

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Signed by: