

West Lothian Integration Joint Board

Date: 16 February 2016

Agenda Item: **12**

IJB DIRECTIONS

REPORT BY DIRECTOR

A PURPOSE OF REPORT

The purpose of this report is to inform the Board of progress in developing directions required for the delivery of the functions delegated to the IJB under the Public Bodies (Joint Working) (Scotland) Act 2014.

B RECOMMENDATION

Board is asked to note progress in developing directions in line with the requirements of the Public Bodies (Joint Working) (Scotland) Act 2014.

C TERMS OF REPORT

Under the Public Bodies (Joint Working) (Scotland) Act 2014 the IJB is responsible for the strategic planning of the functions delegated to it and for ensuring the delivery of those functions through the directions issued by it under section 25 of the Act.

IJBs are required to issue directions to local authorities and health boards in relation to how integration functions are to be carried out. Sections 26 and 27 of the Act give further detail about this.

The West Lothian Integration Scheme states

“Each direction from the Board to the Parties will take the form of a letter from the Director referring to the arrangements for delivery set out in the Strategic Plan and will include information on:

- the delegated function(s) that are to be carried out
- the outcomes to be delivered for those delegated functions
- the amount of and method of determining the payment to be made, in respect of the carrying out of the delegated functions.

Once issued, directions can be amended by a subsequent direction by the Board”.

Under the Act the IJB is required to make directions to the Council and NHS Lothian for the carrying out of the delegated functions, including those managed within St John's Hospital (funded by set-aside funds) and those managed on a pan Lothian basis (hosted services).

The key legislative requirements are

- The IJB must make directions to the Council and/ or NHS Lothian to action the Strategic Plan;
- The directions flow from the Strategic Plan, must be in writing, and can be varied or revoked by another direction from the IJB at a later date;
- The directions can require functions to be carried out jointly by NHS Lothian and the Council, in relation to a particular area and can even require 'a person' to do particular things;
- The IJB must make payments (the specified amount) to the Council or NHS Lothian in line with the directions;
- The directions also cover 'set-aside' funds. The IJB can require NHS Lothian to pay back any money it does not spend in relation to directions for set aside; however it can also be required to reimburse NHS Lothian should NHS Lothian be required to use more than the amount specified. It will therefore be important that the IJB is able to oversee the appropriate set-aside spend and be sighted early on any circumstances where more than the amount allocated is required.

Appendix 1 provides a draft template for directions, outlining what is legally required and other optional areas.

Appendix 2 lists the services which will be delegated in West Lothian.

Appendix 3 provides an example of what a direction might look like.

D CONSULTATION

HSCP Senior Management Team

E REFERENCES/BACKGROUND

Public Bodies (Joint Working) (Scotland) Act 2014

West Lothian IJB Integration Scheme

F APPENDICES

- 1 Template Direction for IJBs
- 2 Services to be delegated in West Lothian
- 3 Draft Example of a Direction

G SUMMARY OF IMPLICATIONS

Equality/Health	The report has been assessed as having little or no relevance with regard to equality or the Public Sector Equality Duty. As a result, an equality impact assessment has not been conducted.
National Health and Wellbeing Outcomes	Addresses all National Health and Wellbeing Outcomes
Strategic Plan Outcomes	Responsible for the delivery of outcomes in the Strategic Plan.
Single Outcome Agreement	We live longer healthier lives and have reduced health inequalities Older people are able to live independently in the community with an improved quality of life
Impact on other Lothian IJBs	Pan Lothian approach is being developed to ensure consistency across Lothian.
Resource/finance	None.
Policy/Legal	Compliance with Public Bodies (Joint Working) (Scotland) Act 2014
Risk	None.

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