

RECORD OF EXECUTIVE DECISION

Monday, 14 February 2011

Decision No: (CAB 10/11 4180)

DECISION-MAKER:	CABINET MEMBER FOR ADULT SOCIAL CARE AND HEALTH
PORTFOLIO AREA:	ADULT SOCIAL CARE AND HEALTH
SUBJECT:	TO DEVELOP A SHARED FINANCIAL ARRANGEMENT AND INTEGRATED COMMISSIONING OF LEARNING DISABILITY SERVICES WITH NHS SOUTHAMPTON CITY OR A RELEVANT NHS SUCCESSOR BODY
AUTHOR:	EXECUTIVE DIRECTOR FOR HEALTH AND ADULT SOCIAL CARE

THE DECISION

- (i) To enter into a partnership agreement between the Council and NHSSC or relevant successor body for a period of ten (10) years from 1st April 2011 upon such terms as the Solicitor to the Council considers reasonable under Section 75 National Health Services Act 2006 and enable the Council to act as lead partner for the Integrated Commissioning of Learning Disability Services and relevant financial arrangements;
- (ii) To delegate authority to the Executive Director of Health and Adult Social Care to enter into this partnership arrangement and approve future variations to the agreement; and
- (iii) To delegate authority to the Executive Director of Health and Adult Social Care to establish a Partnership Board to manage the partnership Arrangements and to agree the constitution and terms of reference for the Partnership Board.

REASONS FOR THE DECISION

The report proposes an appropriate contractual arrangement to support the joint working arrangement between the two partners to allow integrated and holistic service commissioning for this customer group and the establishment of a pooled budget. The arrangements are required under Section 75 of the NHS Act 2006.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. The proposed contractual arrangement is mandatory under Section 75 NHS Act 2006 to support the level of joint working proposed.

2. The two partners have considered continuing to commission separately without shared agreement on financial arrangements but the experience of reaching agreement with regard to the transfer of responsibility for social care commissioning, which was required by parliament, demonstrated the advantages of joint commissioning with an agreed shared financial arrangement. This was recommended by external facilitation employed to negotiate the required transfer. Experience has demonstrated that the proposed arrangements reduces the potential for transfer of funding responsibility and increases the contractual benefits of joint planning, service design, procurement and purchasing.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None.

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision.

Date: 14th February 2011

Decision Maker:
Cabinet Member for Adult Social Care
and Health

Proper Officer:
Judy Cordell

SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny "Call-In" provisions.

Call-In Period expires on

Date of Call-in (*if applicable*) (*this suspends implementation*)

Call-in Procedure completed (*if applicable*)

Call-in heard by <i>(if applicable)</i>
Results of Call-in <i>(if applicable)</i>