

<b>APPROVAL TO ENTER INTO A S76 AGREEMENT WITH PETERBOROUGH AND CAMBRIDGESHIRE CLINICAL COMMISSIONING GROUP 2018 -2019</b>
<b>Councillor Wayne Fitzgerald, Cabinet Member for Integrated Adult Social Care and Health</b>
<b>December 2017</b>
<b>Deadline Date: N/A</b>

Cabinet portfolio holder:	Councillor Wayne Fitzgerald, Cabinet Member for Integrated Adult Social Care and Health
Responsible Director:	Wendi Ogle-Welbourn, Executive Director for People and Communities, Cambridgeshire and Peterborough Councils
Is this a Key Decision?	<b>No</b>
Is this decision eligible for call-in?	<b>No</b>
Does this Public report have any annex that contains exempt information?	<b>No</b>

<b>RECOMMENDATIONS</b>
The Cabinet Member is recommended to authorise the Council entering into a Section 76 Agreement for the period 1 April 2018 to 31 March 2019, under the National Health Service Act 2006, with the Cambridgeshire and Peterborough Clinical Commissioning Group for payment of £250 000 relating to the Speech and Language Therapy services (SALT) across Peterborough and Cambridgeshire.

**1. SUMMARY OF MAIN ISSUES**

- 1.1 This report seeks the Cabinet Member for Integrated Adult Social Care and Health for approval to enter into a Section 76 agreement with NHS Cambridgeshire and Peterborough Clinical Commissioning Group, relating to the payment of £250 000 funding to deliver an integrated SALT service to children and young people in Cambridgeshire and Peterborough. A Section 76 agreement was approved for 2017/18 and this report seeks the continuation of the arrangement for 2018/19

- 1.2 The Council wishes to enter into a Section 76 Agreement for the duration of one year, with effect from 1 April 2018 to 31 March 2019.

## 2. PURPOSE OF THIS REPORT

- 2.1 This report is for the Cabinet Member for Integrated Adult Social Care and Health to consider exercising delegated authority under paragraph 3.4.3 of Part 3 of the constitution in accordance with paragraph (c) of their portfolio.

## 3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	<b>NO</b>	If 'Yes', date for relevant Cabinet meeting	<b>N/A</b>
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## 4. DETAILS OF DECISION REQUIRED

- 4.1 The Speech and Language Therapy Service (SALT) is delivered by Peterborough and Cambridgeshire Foundation Trust (CPFT) in Peterborough, and Cambridgeshire Community Services (CCS) in Cambridgeshire. The service is commissioned by Peterborough City Council, the Clinical Commissioning Group and Cambridgeshire County Council. There has been increasing demand for services over recent years. This previously resulted in families having to wait for a significant period of time to access SALT services, particularly in Peterborough. Evidence and feedback from people who used services, providers who delivered services, and commissioners who arranged the services advised that some of the services provided across Peterborough and Cambridgeshire had been fragmented and disjointed. For some, this meant that interventions were not delivering the best outcomes that they could.
- 4.2 In 2016, it was agreed by both commissioners and service providers that the service required urgent review. This review has been undertaken. The review included a range of quantitative and qualitative analysis as well as two stakeholder surveys along with a series of semi structured interviews with a wider range of stakeholders. As a result of this work a new model of delivery has been developed. As part of this transformation, appropriate pathways to services have been developed, which focuses on early intervention and accessibility. It was also recognised that in order to maximise efficiencies and ensure consistency, the model would be shared across Peterborough and Cambridgeshire, to bring together an integrated model for the two neighbouring authorities
- 4.3 The review identified that most Local Authorities contribute to the SALT contracts through joint commissioning arrangements. This was one of few areas who do not jointly commission Speech and Language services, as per the Code of Practice for SEND 0 – 25 and the Children and Families Act. The Joint Commissioning Unit, consisting Cambridgeshire and Peterborough Clinical Commissioning Group, Peterborough City Council and Cambridgeshire County Council therefore agreed to jointly commissioning SALT services.
- 4.4 The approach is wholly consistent with the current direction of travel, in terms of aiming to deliver integrated models of support for children, young people and families across

Peterborough and Cambridgeshire, focusing on early identification and prevention that builds resilience in families and communities. The approach is also in line with the aim to create models of delivery that changes the fragmented and complex commissioning arrangements within public services. The model to be developed will also support the aim to decrease inefficiencies and stop duplication as well as responding to the pressures on resources by looking to do things differently as opposed to reducing services.

- 4.5 The funding allocated to be paid to the CCG under this agreement will be £250 000.
- 4.6 The long term commissioning strategy for this service is for both Cambridgeshire and Peterborough's SALT services to be subsumed into a wider 0-19 Healthy Child Programme procurement exercise. Planning and preparation for this is already underway and it is expected to be completed and ready for implementation by April 2019. Therefore this report seeks to enter into a new Section 76 agreement from 1 April 2018 to 31 March 2019 to ensure the alignment of this contract with the commencement of the 0-19 Healthy Child Programme contract, whilst allowing for the continuation of current integrated working.

## **5. CONSULTATION**

- 5.1 During the review period, consultations were held with a wide range of key stakeholders and partners. Stakeholders were invited to participate in surveys and events. Key bodies engaged with included:
- Secondary, primary and special schools
  - All Early Years Settings
  - Children's Centres
  - Employees at Cambridgeshire County Council and Peterborough City Council including the SEN and Early Years practitioners
  - Employees of CPFT and CCS
  - Parents
  - Representative of the CCG
  - Speech and Language therapist from Peterborough and Cambridgeshire
- 5.2 In the decision to enter into a new Section 76 Agreement, discussions have been held with both Cambridgeshire and Peterborough NHS Foundation Trust (CPFT) and Cambridgeshire Community Services (CCS). Consultation is fundamental to the continued successful commissioning of services and in keeping with good practice, as outlined in the NHS Act requirements; consultation has been undertaken with all partners.
- 5.3 Within the development and drafting of this agreement, as well as the aims, outcomes, specifications, financial contributions, and linking of objectives, there have been comprehensive discussions between partners to ascertain a mutually agreed model of service delivery.

## **6. ANTICIPATED OUTCOMES**

- 6.1 Funding from the Council that ensures the integrated provision of SALT services for children, young people and their families.

## **7. REASONS FOR RECOMMENDATIONS & ANY RELEVANT BACKGROUND INFORMATION**

- 7.1 The Section 76 agreement will enable the delivery of an integrated and consistent Speech and Language Therapy for children, thereby improving outcomes for children and young people.
- 7.2 Renewal of the 76 agreement for a further one year period will allow for the alignment of the SALT service and the commencement of the 0-19 Healthy Child Programme contract, which will ensure integrated and consistent delivery across a vast range of children's health services throughout Peterborough and Cambridgeshire.

## **8. ALTERNATIVE OPTIONS CONSIDERED**

- 8.1 To do nothing – this was rejected as the agreement between Peterborough City Council, Cambridgeshire County Council and the Cambridgeshire and Peterborough CCG enable to delivery of a wider range of services to children and young people, which will improve outcomes for this group.

## **9. IMPLICATIONS**

- 9.1 Legal Implications:

Section 76 of the National Health Service Act 2006 (as amended by the Health and Social Care Act 2012) and the National Health Service (Conditions relating to Payments by Local Authorities to NHS Bodies) Directions 2013 permit payments to be made by a local authority to a clinical commissioning group. This is for expenditure incurred or to be incurred in connection with the performance of prescribed functions which includes the services set out in this report.

- 9.2 Financial Implications:

The cost of the agreement will be £250,000 per annum. The Section 76 Agreement will allow for the pooling of resources from Peterborough City Council, Cambridgeshire County Council, and the Cambridgeshire and Peterborough Clinical Commissioning Group, which will generate cost efficiencies for the Local Authority.

- 9.3 Equality Implications:

There are no equalities implications arising from this decision.

## **10. DECLARATIONS/CONFLICTS OF INTEREST & DISPENSATIONS GRANTED**

- 10.1 None.

## **11. BACKGROUND DOCUMENTS**

- 11.1 None.