

**Extension of the current Section 75 agreements for the Healthy Child Programme (HCP) in Peterborough (Health Visiting, Family Nurse Partnership and School Nursing)**

**Councillor Fitzgerald, Cabinet Member for Adult Social Care, Health and Public Health**

**July 2019**

**Deadline date:** *July 2019*

Cabinet portfolio holder: Responsible Director:	Councillor Fitzgerald, Cabinet Member for Adult Social Care, Health and Public Health Liz Robin, Director of Public Health
Is this a Key Decision?	YES If yes has it been included on the Forward Plan: YES Unique Key decision Reference from Forward Plan: KEY/22JUL19/01
Is this decision eligible for call-in?	YES
Does this Public report have any annex that contains exempt information?	NO
Is this a project and if so has it been registered on Verto?	NO

**R E C O M M E N D A T I O N S**

The Cabinet Member is recommended to authorise the extension of existing Section 75 agreements with the Cambridgeshire and Peterborough Foundation Trust relating to:

- (i) The lead provision of School Nursing Services, whereby the Cambridgeshire and Peterborough Trust will exercise the health-related function to the local Council. This will be for the value of £138,666 for the duration of 2 months between 1 August 2019 and 30 September 2019; and
- (ii) The lead provision of Health Visiting and Family Nurse Partnership Services, whereby the Cambridgeshire and Peterborough Trust exercise the health-related function to the Council. This will be for the value of £548,000 for the duration of 2 months between 1 August 2019 and 30 September 2019.

**1. PURPOSE OF THIS REPORT**

- 1.1 This report is for the Cabinet Member for Adult Social Care, Health and Public Health to consider exercising delegated authority under paragraph 3.4.3 of Part 3 of the constitution in accordance with the terms of their portfolio at paragraph (f).

## 2. TIMESCALES

Is this a Major Policy Item/Statutory Plan?	NO	If yes, date for Cabinet meeting	N/A
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## 3. BACKGROUND AND KEY ISSUES

### 3.1 Current arrangements

School Nursing has been commissioned by the Local Authority since April 2013 when Public Health responsibilities transferred from the NHS to Local Authorities. Responsibility for commissioning Health Visiting and Family Nurse Partnership transferred to the Local Authority later in October 2015. Currently, Section 75 agreements are in place with Cambridgeshire and Peterborough Foundation Trust (CPFT) to deliver School Nursing Services and Health Visiting and Family Nurse Partnership Services in Peterborough. These agreements were scheduled to expire on 31 March 2019.

The Child Health Joint Commissioning Unit is working strategically to align all child health provision commissioned by Cambridgeshire and Peterborough local authorities and the CCG in order to increase efficiency and improve outcomes for children and young people. The Healthy Child Programme (“HCP”) shall incorporate School Nursing Services and Health Visiting and Family Nurse Partnership Services, and shall be amongst the first child health service to be recommissioned within this strategic vision. Internally, commissioning responsibility for the HCP transferred from the Children’s Health Joint Commissioning Unit to the Public Health Joint Commissioning Unit on 1<sup>st</sup> October 2018.

In accordance with [CMDN FEB19/CMDN/88](#), these recommissioned arrangements should be in place from 1 April 2019, supported by a Delegation and Partnering Agreement between Cambridgeshire County Council and Peterborough City Council. However, a financial review, which occurred as part of the recommissioning process, identified that further work was required before these arrangements can be put in place. Initially, as outlined in [CMDN KEY/29APR19/05](#), it was estimated that this work will be completed by 30 June 2019, however the complexity of the required work means that a resolve will not be reached by the proposed end date of current arrangements.

Subsequently, authorisation is being sought to extend the existing Section 75 agreements for School Nursing Services and Health Visiting and Family Nurse Partnership Services for further 3 month period to ensure continuation of services during this period. An Officer decision notice has been authorised by the Director of Public Health for the period 1-31<sup>st</sup> July, however due to the total financial values requiring Cabinet Member authorisation, this report seeks expenditure for the period 1<sup>st</sup> August – 30<sup>th</sup> September 2019, at a total value of £686,666.

### 3.2 Direction of travel

The Child Health Joint Commissioning Unit is working strategically to align all child health provision commissioned by Cambridgeshire and Peterborough local authorities and the CCG in order to increase efficiency and improve outcomes for children and young people.

The HCP is amongst the first child health service to be recommissioned within this strategic vision. In regards to HCP, the commissioning intentions are to:

- jointly commission HCP across Cambridgeshire and Peterborough via a renegotiated section 75 agreement with the current providers
- support the closer working of the 2 current providers (CPFT in Peterborough and CCS in Cambridgeshire)
- utilise innovation to better manage demand, increase capacity, improve efficiency and address workforce shortages

- realise a modest reduction in service cost (c.£200k pa in Peterborough)

A revised service specification has been developed along with a financial review of service costs to ensure continued value for money for the local authority.

### **3.4 Timeframe & Value**

The extension of the Section 75 Agreements as follows:

The provision of School Nursing Services, whereby the Cambridgeshire and Peterborough NHS Foundation Trust will exercise the health-related function to the local Council. This will be for the value of £138,666 for the duration of 2 months between 1 August 2019 and 30 September 2019; and

The provision of Health Visiting and Family Nurse Partnership Services, whereby the Cambridgeshire and Peterborough Trust exercise the health-related function to the Council. This will be for the value of £548,000 for the duration of 2 months between 1 August 2019 and 30 September 2019.

### **3.5 Outcomes**

The extension to the current section 75 agreements for School Nursing Services and Health Visiting and Family Nurse Partnership Services for a period of 3 months shall enable continuity of commissioning and delivery of the Healthy Child Programme in Peterborough pending further financial modelling.

## **4. ANTICIPATED OUTCOMES OR IMPACT**

4.1 Please refer to 3.5

## **5. REASON FOR THE RECOMMENDATION**

5.1 The recommendation to extend the current Section 75 agreements is required in order to assure continuity of commissioning of the services while additional financial work is carried out.

In accordance with [CMDN FEB19/CMDN/88](#) these recommissioned arrangements should have been in place from 1 April 2019. The future arrangements are supported by a Delegation and Partnering Agreement between Cambridgeshire County Council and Peterborough City Council. However, a financial review, which occurred as part of the recommissioning process, identified that further work was required before these arrangements can be put in place. Initially, as outlined in [CMDN KEY/29APR19/05](#), it was estimated that this work will be completed by 30 June 2019, however the complexity of the required work means that a resolve will not be reached by the proposed end date of current arrangements.

Subsequently, authorisation is being sought to extend the existing Section 75 agreements for School Nursing Services and Health Visiting and Family Nurse Partnership Services for further 3 month period to ensure continuation of services during this period. An Officer decision notice has been authorised by the Director of Public Health for the period 1-31<sup>st</sup> July, however due to the total financial values requiring Cabinet Member authorisation, this report seeks expenditure for the period 1<sup>st</sup> August – 30<sup>th</sup> September 2019, at a total value of £686,666.

## **6. ALTERNATIVE OPTIONS CONSIDERED**

- 6.1 To do nothing. This was rejected as the Council is required to maintain the continuity of the Healthy Child Programme which is required under the Council's statutory responsibility for Public Health.

## **7. IMPLICATIONS**

### **Financial Implications**

- 7.1 The total value of the Healthy Child Programme (Health Visiting, Family Nurse Partnership and School Nursing) Section 75 at present stands at £3,695,226. A deferred saving of £200,000 was included in the 2018/19 Peterborough Business Plan. Analysis of the financial position indicates that this saving will not be made in 2019/20 Q1-Q2. The proposed financial values for this period represent an increase in the Section 75 financial contribution of £156,000, in addition to the planned expenditure for this period (£874,000, giving a total of £1,030,000) for Q2.

### **Legal Implications**

- 7.2 The Council currently commissions Health Visiting and Family Nurse Partnership Services and School Nursing Services under its statutory responsibility for Public Health. The proposals set out in this report recommending a 3 month extension, are consistent with the Health and Social Care Act 2012, and statutory guidance relating to Public Health functions in respect of the NHS Act 2006.

Under the NHS Act 2006 local authorities and NHS bodies can 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. These powers permit the exercise by an NHS body of a local authority's prescribed health related function in conjunction with the exercise of the NHS body of its prescribed functions (section 75(2)(b), NHS Act 2006). These powers give rise to three Health Act flexibilities, namely pooled budgets, lead commissioning and/or integrated provision.

### **Equalities Implications**

- 7.3 None anticipated

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

- 8.1 None.

## **9. BACKGROUND DOCUMENTS**

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985) and The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

- 9.1 Draft Healthy Child Programme Update to Cambridgeshire Health Committee v4 (6th Dec 2018)

## **10. APPENDICES**

- 10.1 None.