
Report to Clackmannanshire Council

Date of Meeting: 10 August 2023

**Subject: Clackmannanshire and Stirling Health and Social Care
Integration Scheme Consultation**

Report by: Chief Executive

1.0 Purpose

- 1.1. This paper consolidates the feedback received from Clackmannanshire Council Councillors at the consultation event facilitated by the Chief Executive on 27 June 2023. It also seeks Council approval to submit this feedback to the Health and Social Care partners' collective consultation event prior to wider consultation with all stakeholders.

2.0 Recommendations

It is recommended that Council notes:

- 2.1. The background to the Clackmannanshire and Stirling Health and Social Care Integration Scheme review as set out in section 3.

It is recommended that Council agrees:

- 2.2. Clackmannanshire Council's feedback on the Integration Scheme as summarised in Table 2.
- 2.3. That, subject to the agreement of Recommendation 2.2, to submit Council's feedback to the next phase of the consultation process.

3.0 Background

- 3.1. The Integration Scheme is a legally binding agreement between Councils and the Health Board who are known as 'the parties' in the Integration Scheme. The scheme describes what the parties will do to enable the Integration Joint Board (IJB) to meet its responsibilities (or 'delegated functions'). The current Integration Scheme was approved by all Constituent Authorities and endorsed by the then Partnership Transition Board in June 2015.
- 3.2. The Integration Scheme was submitted to Scottish Ministers on 1 April 2015, as required, and was approved by Ministers on 4 September 2015 where it was laid before Parliament before coming into force on 3 October 2015. The IJB became responsible for adult and older people's services in April 2016.

- 3.3. Under Section 44 of the Public Bodies (Joint Working)(Scotland) Act 2014 paragraph (5), the Constituent Authorities have a legal duty to formally review the Integration Scheme five years from its date of approval, in this case by October 2020. Due to responding to the COVID19 pandemic this work was deferred.
- 3.4. A meeting with the three partnership Chief Executives (Clackmannanshire Council, Stirling Council and NHS Forth Valley), the Chief Officer and the Chief Finance Officer of the HSCP, Legal & Governance Managers and Senior Planning Manager was held on 24 May 2023 to discuss the process to review the Integration Scheme with relevant stakeholders. Partner Bodies expressed a desire to undertake individual facilitated sessions to agree their feedback in respect of the operation of the current Integration Scheme.
- 3.5. Following completion of these individual consultation activities, further feedback will be sought from the professional advisers of the Constituent Authorities, for instance information governance advice would be sought from Information Governance leads and Finance advice would be sought from the HSCP Chief Finance Officer, Council Section 95 Officers and the NHS Director of Finance. Once this phase of activity is concluded a broader consultation with all stakeholders including local residents must be undertaken.

4.0 Clackmannanshire Council Feedback

The Consultation discussion considered the following themes in line with the structure of the current Integration Scheme:

Table 1: Discussion Themes

Clackmannanshire and Stirling Integration Scheme	
Local Governance Arrangements	Participation and Engagement
Delegation of Functions	Information- Sharing and data handling
Local Operational Delivery Arrangements	Complaints
Clinical and Care Governance	Claims handling, Liability and Indemnity
Chief Officer	Risk Management
Workforce and Organisational Development	Dispute resolution mechanism
Finance	

- 4.1. The feedback received from councillors is summarised, by exception, in Table 2 below:

Table 2: Clackmannanshire Council Consultation Feedback on Integration Scheme

Clackmannanshire and Stirling Integration Scheme Feedback	
Governance Model	<p>The Council has a preference for a pan-Forth Valley model which it believes better reflects the way that people live and work in the area and consequently, how residents access services. However, the Council recognises that this cannot be implemented in isolation.</p> <p>Additionally at this time, as arrangements, timescales and delegations in respect of the National Care Service are yet to be agreed, the Council believes the status quo should be preserved with enhancements made to improve local governance, operational assurance and scrutiny at partner level.</p>
Local Governance Arrangements	<p>The Council believes that the current Board is too large and that this hinders the Board's effectiveness.</p> <p>The Council is open to considering changes to the numbers of voting members in recognition of the fact that the current numbers place a burden on Non-Executive Health Board capacity given the need to support two Integrated Joint Boards in the Forth Valley area.</p> <p>The Council has queried whether an advisory/ consultative Forum comprising non-voting members could be used to assist in improving efficiency and reducing numbers at Board meetings.</p> <p>The Council believes that chief executives, the Standards Officer and the Senior Planning Manager should all remain in attendance at IJB meetings.</p>
Delegation of Functions	<p>The Council does not propose any further functions are delegated at this time.</p>
Local Operational Delivery Arrangements/ Chief Officer	<p>Para 4.4 of the Integration Scheme states that the Chief Officer has an integrated role in respect of the planning and delivery of the Integration Functions and para 6.4 II and III, outlines responsibilities in respect of monitoring and reporting of performance to both the IJB and the Parties- Council does not believe that these aspects are fully embedded and arrangements should be taken to strengthen these , for instance through the approval and scrutiny of an HSCP/ Locality Business Plan(s) and reporting to (locality) Audit and Scrutiny Committee.</p> <p>The Partners have different IT systems, procedures and protocols. Wherever possible these should be streamlined to minimise duplication for staff working within the HSCP. Additionally, Council believes that it would be helpful to look at the strengths and challenges of adopting place-based rather than functional remits for officers. Aligned with this, Clackmannanshire Council is not represented at senior management level within the Partnership and this is viewed as a disadvantage in maximising the potential of integration through collaborative transformation and maximising operational performance/ delivery.</p>
Clinical and Care Governance	<p>The role and authority of Chief Social Work Officers is not well reflected in the Integration Scheme generally.</p>
Participation and Engagement	<p>The Integration Scheme focuses on the Parties facilitating IJB participation and engagement.</p> <p>Council has an expectation on consultation prior to IJB decision-making or major strategy/policy formulation which is</p>

	not being met. For instance, re the recent Strategic Commissioning Plan engagements- there was no consultation event for Clackmannanshire councillors. The Integration Scheme could be more explicit on the consultation process prior to agreeing material policy/strategy changes.
Finance	Further work is needed to agree risk-sharing options in respect of the integrated budget. Council would also like to see a greater and more explicit articulation of arrangements to agree Recovery plans that more closely align with those in Constituent authorities.
Workforce and Organisational Development; Complaints and Risk Management	The Council does not agree that assurance should be provided by partner bodies reporting to the IJB and is not persuaded that the provision of assurance can be de-coupled from operational responsibility.
Dispute Resolution	Unclear of impact of the Ministerial Steering Group Recommendations on current process as drafted.

5.0 Sustainability Implications

5.1. There are no direct sustainability implications arising from this report.

6.0 Resource Implications

6.1. *Financial Details*

6.2. The full financial implications of the recommendations are set out in the report. This includes a reference to full life cycle costs where appropriate. Yes

6.3. Finance has been consulted and have agreed the financial implications as set out in the report. Yes

6.4. *Staffing*

None

7.0 Exempt Reports

7.1. Is this report exempt? Yes (please detail the reasons for exemption below) No

8.0 Declarations

The recommendations contained within this report support or implement our Corporate Priorities and Council Policies.

(1) **Our Priorities** (Please double click on the check box)

Clackmannanshire will be attractive to businesses & people and ensure fair opportunities for all

Our families; children and young people will have the best possible start in life

Women and girls will be confident and aspirational, and achieve their full potential

Our communities will be resilient and empowered so that they can thrive and flourish

(2) **Council Policies** (Please detail)

9.0 Equalities Impact

9.1 Have you undertaken the required equalities impact assessment to ensure that no groups are adversely affected by the recommendations?

Yes No

10.0 Legality

10.1 It has been confirmed that in adopting the recommendations contained in this report, the Council is acting within its legal powers. Yes

11.0 Appendices

11.1 Please list any appendices attached to this report. If there are no appendices, please state "none".

None

12.0 Background Papers

12.1 Have you used other documents to compile your report? (All documents must be kept available by the author for public inspection for four years from the date of meeting at which the report is considered)

Yes (please list the documents below) No

Clackmannanshire and Stirling Integration Scheme

Author(s)

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Approved by

NAME	DESIGNATION	SIGNATURE
Nikki Bridle	Chief Executive	

