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COMMISSIONING PARTNERSHIP BOARD Agenda

- Date Thursday 30 May 2019
- Time 1.00 pm
- Venue Lees Suite, Civic Centre, Oldham, West Street, Oldham, OL1 1NL
- Notes
1. DECLARATIONS OF INTEREST- If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote he/she is advised to contact Paul Entwistle or Elizabeth Droган at least 24 hours in advance of the meeting.
 2. CONTACT OFFICER for this agenda is Tel. 0161 770 5151 or email elizabeth.drogan@oldham.gov.uk
 3. PUBLIC QUESTIONS - Any Member of the public wishing to ask a question at the above meeting can do so only if a written copy of the question is submitted to the contact officer by 12 noon on Friday 24th May 2019
 4. FILMING - The Council, members of the public and the press may record / film / photograph or broadcast this meeting when the public and the press are not lawfully excluded. Any member of the public who attends a meeting and objects to being filmed should advise the Constitutional Services Officer who will instruct that they are not included in the filming.

Please note that anyone using recording equipment both audio and visual will not be permitted to leave the equipment in the room where a private meeting is held.

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MEMBERSHIP OF THE COMMISSIONING PARTNERSHIP BOARD

Item No

1 Election of Chair

The Panel is asked to elect a Chair for the duration of the meeting.

- 2 Apologies For Absence
- 3 Urgent Business
Urgent business, if any, introduced by the Chair
- 4 Declarations of Interest
To Receive Declarations of Interest in any Contract or matter to be discussed at the meeting.
- 5 Minutes of Previous Meeting (Pages 1 - 6)
- 6 Public Question Time
To receive Questions from the Public, in accordance with the Council's Constitution.
- 7 Prescription Charges for Oldham's Care Leavers (Pages 7 - 12)
- 8 Community Services Transfer (Pages 13 - 18)
- 9 Exclusion of the Press and Public
That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraph(s) 3 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.
- 10 Community Services Transfer (Pages 19 - 24)

Present: Councillor Chahan (Chair)
Councillors Fielding and Shah, Dr J Patterson, Ben Galbraith,
Graham Foulkes

Mike Barker	Strategic Director of Commissioning/Chief Operating Officer
Anne Ryans	Director of Finance
Rebekah Sutcliffe	Strategic Director of Reform
Dr. Andrew Vance	GP Governing Body Member - North Cluster
Mark Warren	Managing Director, Health and Adult Social Care Community Services

1 **ELECTION OF CHAIR**

RESOLVED – That Councillor Chauhan be elected Chair for the duration of the meeting.

2 **APOLOGIES FOR ABSENCE**

There were no apologies for absence were received from Councillor Chadderton and Dr Ian Milnes.

3 **URGENT BUSINESS**

The Chair agreed to consider an Item of business –Mental Health Investment Standards 2019/20: Breakdown of Allocation to Deliver IAPT and EIP National Requirements, as a matter of urgency in accordance with S.100 B (4) of the Local Government Act 1972; Urgent Cabinet approval was required to enable the Board to approve the plan for the Mental Health Investment Standard and to delegate approval of the final business case.

The matter was considered at Item 10a of the Agenda.

4 **DECLARATIONS OF INTEREST**

There were no declarations of interest received.

5 **MINUTES OF THE COMMISSIONING PARTNERSHIP BOARD HELD ON 28TH MARCH 2019**

RESOLVED – That the minutes of the Commissioning Partnership Board held on 28th March 2019 be approved.

6 **PUBLIC QUESTION TIME**

There were no public questions received.

7 **AWARD OF THE THRIVING COMMUNITIES SOCIAL ACTION FUND**

The Board gave consideration to a report of the Strategic Director of Reform which sought approval to award the Social Action Fund grants to 5 successful applications who would work

in collaboration with the Thriving Communities Programme, projects and wider system.

The report provided details of the grants process for the Social Action Fund which was established to address social isolation and loneliness and to tackle one or more of the Oldham Cares priorities:

- Reduction in pressure on Accident and Emergency
- Mental Health
- Reduction in child obesity
- Diabetes prevention
- Improve out of hospital Care

The value of the fund was £850k and the projects would be delivered over a 3 year period.

Options/ alternatives

Option 1 – Award the 5 successful grants based on the cording at the expression of interest and full submission stages.

Option 2 – To ward to less than 5 groups and use the under spend to go out for further applications after 6-12 months.

RESOLVED – That the Board would considered the commercially sensitive information at Item 11 of the agenda before making a decision.

8

CONTRACT EXTENSION FOR SUPPORTED LIVING PROVISION

The Board gave consideration to a report of the Managing Director of Community Health and Social Care Services and the Strategic Director of Commissioning and Chief Operating Officer which sought approval for an exemption from the Council's Contract Procedure Rules to extend current commissioning arrangements for the provision of Supported Living for adults with learning disabilities and or complex needs.

The Board were advised that the current arrangements with each provider expired on 31st March 2019 and there was no specific option to extend the individual contracts within the existing terms and conditions.

The prices for Supported Living provision would remain in line with the provision set in the original contract, but would be subject to uplifts which will be applied following Board agreement in April 2019.

Option 1 - To approve the exemption from the Council's Contract Procedure Rules to grant an extension to existing contracts with the 6 existing providers for a period of up to 12 months from 1st April 2019. This would ensure the least disruption to service users in their own homes and ensure business continuity.

Option 2 -To not approve to award the contracts and cease delivery of supported living provision across Oldham.

RESOLVED – That the Board would considered the commercially sensitive information contained at Item 13 of the agenda.

HEALTH AND ADULT SOCIAL CARE FEE PROPOSALS FOR 2019/20



The Board gave consideration to a report of the Managing Director of Health and Adult Social Care Community Services and Strategic Director of Commissioning and Chief Operating Officer which sought approval the fees for commissioned services, following consultation with the health and adult social care provider market including:

- Residential and Nursing Care
- Care at Home
- Extra Care Housing
- Supported Living Services
- Personal Assistants

The Board were advised that following market analysis, fee proposals were made to the Oldham Care market for the financial year 2019/2, as a result of feedback received a revised set of proposals were consulted upon through February 2019. Following consideration of the consultation feedback it was proposed that the fees for 2019/20 as set out in the second round of consultation be implemented.

The proposed fees were set out in the report.

Care homes

	Current rate/week	2019/20 proposals
Base rate	£450	£500
PQuIP engagement	n/a	£10
CQC Good	n/a	£25
CQC Outstanding	n/a	£45
Oldham Quality Good	£45	n/a
Oldham Quality Excellent	£65	n/a
Dementia premium	£45	£45
Mental disorder premium	£84	£84
12 month bridging payment for homes currently rated as "excellent" under the Oldham scheme and Requires Improvement with CQC*	n/a	£10
12 month bridging payment for homes currently rated as "excellent" under the Oldham scheme and Good with CQC*	n/a	£20

Nursing premium – payable for all nursing placements	n/a	£30
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Oldham
Council

	Care at Home	Extra Care Housing	Supported living non-complex	Supported living complex*	Sleep in's	PA's
Current rates	£15.22/hr £17.22/ hr OL3 area	£14.26/hr	£14.26/hr	£15.70/hr	£80/night	£10/hr (excludes employers NI and pension contributions) £65/night sleep-in's
Proposed 19/20 rates – 2.2%	£15.56/hr £17.56/hr OL3 area	£14.57/hr	£14.57/hr	£16.05/hr	£80/night (no increase)	£10/hr (excludes employers NI and pension contributions) £65/night sleep-in's (no increase)

Options/alternatives

Option 1 – Revert to the initial set of proposals consulted upon in December 2018.

Options 2 – Apply the fees set out in the revised consultation as detailed within the report.

RESOLVED – That the Board would give consideration to the commercially sensitive information contained at 13 of the agenda before making a decision.

10

EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraphs 3 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.

11

URGENT BUSINESS

The Chair agreed to consider an Item of business –Mental Health Investment Standards 2019/20: Breakdown of Allocation

to Deliver IAPT and EIP National Requirements, as a matter of urgency in accordance with S.100 B (4) of the Local Government Act 1972; Urgent Cabinet approval was required to enable the Board to approve the plan for the Mental Health Investment Standard and to delegate approval of the final business case.

The Board gave consideration to a report of the Senior Commissioning Business Partner, which sought approval for the Mental Health Investment Standard 2019/20 and sought delegation of the approval of the Mental Health Investment Strategy business case to reduce any delay in meeting 2019/20 targets.

Options/alternatives

Option 1 – Not to invest or invest differently

Option 2 – To approve the plan for the MHIS allocation to fund the areas outlined in the report.

RESOLVED – That:

1. The recued savings available due to investment required be noted.
2. The plan for the Mental Health Investment Standard allocation to fund the areas outlined in this report pending a more detailed business case.
3. The approval of the final Mental Health Investment Standard business case in order to recue any delay to meeting the 2019/20 targets and comply with mutually agreed timescales in the contract.

12 **AWARD OF THE THRIVING COMMUNITIES SOCIAL ACTION FUND**

The Board gave consideration to the commercial information in relation to Item 7 - Award of the Thriving Communities Social Action Fund.

RESOLVED – The recommendations as contained in the commercially sensitive report be approved.

13 **CONTRACT EXTENSION FOR SUPPORTED LIVING PROVISION**

The Board gave consideration to the commercially sensitive information in relation to Item 8 - Contract Extension for Supported Living Provision.

RESOLVED – That the recommendations as detailed within the commercially sensitive report be approved.

14 **HEALTH AND ADULT SOCIAL CARE FEE PROPOSALS FOR 2019/20**

The Board gave consideration to the commercially sensitive information in relation to Item 9 - Health and Adult Social Care Fee Proposals for 2019/20.

RESOLVED – That the recommendations contained within the commercially sensitive report be approved.

The meeting started at 1.00pm and finished at 1.56pm





Commissioning Partnership Board Report

Decision Maker: Commissioning Partnership Board

Date of Decision: 30/05/19

Subject: Prescription Charges for Oldham's Care Leavers

Report Author: Claire Smith, Executive Nurse

Reason for the decision:

Summary:

Young people from the Children in Care Council presented a motion to Oldham Council to look at prescription charge exemptions for care leavers. An initial proposal was received at MET and JLT regarding the potential exemption of prescription charges for care leavers in Oldham who are in employment or apprenticeships. Following this report it was agreed that Oldham Cares would undertake an appraisal of the potential options to deliver such an exemption for this cohort of young people. This led to the option of a Prescription Prepayment Certificate being reviewed in more detail as the recommended approach of how to take this forward.

This report outlines the costs of providing such support and some practical considerations about the system that will need to be established to implement and maintain the support.

What are the alternative option(s) to *Options are as follows:*

be considered? Please give the reason(s) for recommendation(s):

1. To continue as is in line with national with exemptions
2. annual prescription certificate for all in apprenticeship or employment
3. annual prescription certificate for 18-21 in apprenticeship or employment
4. Individual payments for prescriptions when required
5. 50% of Individual Payments for Prescriptions

Recommendation(s):

The preferred option is option 2 – an annual prescription exemption certificate for all in apprenticeship or employment

Implications:

What are the **financial** implications?

The annual cost for this is £104 per person.
For all care leavers in Oldham aged 18-25 (41 young people) who are on apprenticeships or in employment, to purchase a pre-payment certificate, this would cost **£ 4,264.**

What are the **procurement** implications?

Not applicable

What are the **legal** implications?

Not applicable

What are the **Human Resources** implications?

Not applicable

Equality and Diversity Impact Assessment attached or not required because (please give reason)

EQIA is being carried out however there is no identified adverse impact.

What are the **property** implications

Not applicable

Risks:

There is a risk that publicity around this decision may however cause members of these two groups to question their eligibility for exemption. An appeals process is being drawn up to mitigate these issues.

Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution/CCG's Standing Orders?

Awaiting confirmation

Has the relevant Finance Officer confirmed that any

Yes

expenditure referred to within this report is consistent with the S.75 budget?

Are any of the recommendations within this report contrary to the Policy Framework of the Council/CCG? No

Reason(s) for exemption from publication:

3. Information relating to the financial or business affairs of any particular person including the Council

Reason why this Is a Key Decision

- (2) to be significant in terms of its effects on communities living or working in an area comprising two or more Wards or electoral divisions in the area of the local authority.

There are no background papers for this report

Report Author Sign-off:	
Claire Smith	
Date: 20/05/19	

Please list any appendices:-

Appendix number or letter	Description

Executive Summary

Young people from the Children in Care Council presented a motion to Oldham Council to look at prescription charge exemptions for care leavers. Following a report to MET and JLT in January 2019 it was agreed that Oldham CCG would undertake an appraisal of the potential options to deliver prescription charge exemptions for young people leaving care in employment or apprenticeships. The initial paper explored a number of different options and can be found in full below.



JLT briefing re
prescription charges f

From the detail within the paper and subsequent discussion at these executive level forums, it was decided that the most practical solution to supporting this vulnerable group of young around prescription charges was to pursue the route of prepayment prescription certificates.

This report outlines the costs of providing such support and some practical considerations about the system that will need to be established to implement and maintain the support

Background

In October 2018 Oldham's Children in Care Council presented a motion to Oldham's full council in relation to prescription charges for care leavers. On the 1st April 2018 prescription charges rose to £8.80 per item. For young people aged 16-18 who are in full time education or receiving benefits under the age of 20, they are entitled to free prescriptions. Young people may also be exempt if they are on low income. Young people who are in full time employment or apprenticeship earning £15,276 or more are not exempt from charges.

Care Leavers have additional inequality issues over and above their peers of the same age including financial constraints as they move into independent living. Furthermore it is reported that children looked after and Care Leavers were between 4-5 times more likely to self-harm in adulthood. Care Leavers are 4 times more likely to have a mental health issue and significantly more likely to have physical health problems.

Following the motion to the council a paper was prepared by Cath Millington, the Corporate Parenting Lead, which presented a number of options. From this, a further options appraisal has been undertaken to consider the practicalities of the arrangements, financial impact and potential legal implications. The outcome of this work has been a recommendation to pursue the option of buying a Prescription Prepayment Certificate for all Care Leavers in apprenticeship or employment. This paper outlines the costs of that option and some practical considerations for implementation.

Proposals

When considering the cost of prescriptions, it is also important to recognise this cost against the cost of healthcare when appropriate medication is not obtainable when needed.

Currently in Oldham we have 240 care leavers aged 18-25:

88 are in full time education and therefore exempt from prescription charges

106 are not in employment, education or training and therefore would be exempt

5 young people's destination is unknown

41 are in apprenticeships or employment and are not exempt from prescription charges

(Figures December 2018)

The preferred option for support was to purchase an annual prescription certificate for all in apprenticeship or employment. **The annual cost for this is £104 per person.** For all care leavers in Oldham aged 18-25 (41 young people) who are on apprenticeships or in employment, to purchase a pre-payment certificate, this would cost **£ 4,264.**

The rationale for pursuing this option is that research shows us that the general population is likely to need 20 prescription items per year on average. Even if we increase this estimate by 50% for Care Leavers, this would equate to 30 prescription items per year amounting to a cost of **£264** each per annum. For Oldham's population this could potentially be **£10,824** for the 41 care leavers who would need to pay for their prescriptions. With this method all prescribed items are covered by the Prescription Prepayment Certificate.

If a young person has:

2 items each month – this would save around £105 per annum from total individual item cost

3 items per month – this would save £210 per annum

4 items per month – this would save £315 per annum

It is important to recognise that this is a blanket decision for this cohort and would not take into account those who may get additional support with prescriptions due to their low income and a proportion of this cohort may not need a prescription.

Practical considerations

1. Payment

The pre-payment certificates are purchased either on-line or by telephone. The logistics of payment process are currently being finalised with colleagues from both CCG and Council Finance teams. Given the requirement to enter bank details on the online form, the solution we are recommending is a mock up form being completed by the young person with support from their key worker if required. This would then be entered into the system by the CCG finance team along with the bank details and the certificate sent via email back to the young person. This will be worked through by the team along with IG support to ensure a safe, effective process is followed.

The process for obtaining an exemption certificate will be set out in the Health section on the Care Leavers Passport. There would also need to be a record of the prescription payment certificate expiry dates so that the Care Leaver could be prompted to return for a renewal meeting. This would need monitoring to prevent lapses in cover and unnecessary costs.

2. Cohort definition

The cohort of young people that is being described is not a static group therefore consideration must be given to the fact that this number will change year on year. Supporting each individual young person to obtain a certificate at time of need will be more effective than a blanket purchase, however it is essential that there is a system in place with local authority colleagues to support the application process and reduce risk of inappropriate application. The key worker will need to be appropriately informed and

supported to ensure exemption is appropriately applied. This will be fully explained within the Care Leavers Passport and information will be available to support key workers.

Consideration must be given to Oldham Care Leavers who live outside of the area. Oldham CCG is not the responsible commissioner for these individuals. Also, those care leavers originating from out of borough who are now living in Oldham following being placed in care here must also be considered. At present we do not have a way of tracking this particular element of the cohort as they continue with social care support from their originating authority. There is a risk that publicity around this decision may however cause members of these two groups to question their eligibility for exemption. An appeals process is being drawn up to mitigate these issues.

3. Value for money

It is impossible to predict the actual number of prescriptions that each individual care leaver may require. This means that a number of the identified cohort will go through the process to purchase a certificate but the number of prescriptions filled will not equate to the annual payment made. When taken as a whole, this may balance over time but in agreeing to the proposal members must be clear that these are changing numbers over time.

Recommendation

1. That the Commissioning Partnership Board approves the system outlined above for the earliest possible implementation, recognising the practical considerations outlined above.



Commissioning Partnership Board Report

Decision Maker	Commissioning Partnership Board
Date of Decision:	30 th May 2019
Subject:	Community Services Transfer
Report Author:	Mike Barker, Strategic Director of Commissioning / Chief Operating Officer

Reason for the decision:

Summary: *The purpose of this report is to provide an update on the transfer of community services which are currently provided by Pennine Care Foundation trust*

What are the alternative option(s) to be considered? Please give the reason(s) for recommendation(s): *N/a*

Recommendation(s): *Agree the Risk Share Agreement
Agree the novation of the Communities contract from PCFT to the NCA*

Implications:

*What are the **financial** implications?* *None*

*What are the **procurement** implications?* *No Procurement matters*

*What are the **legal** implications?* *None*

What are the **Human Resources** implications? None

Equality and Diversity Impact Assessment attached or not required because (please give reason) An EDIA is not required as services to residents are not being changed as a result of this transaction

What are the **property** implications None

Risks:

Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution/CCG's Standing Orders? Yes

Has the relevant Finance Officer confirmed that any expenditure referred to within this report is consistent with the S.75 budget? Yes

Are any of the recommendations within this report contrary to the Policy Framework of the Council/CCG? No

Background:

The CCG has been working with the Northern Care Alliance (NCA) and Oldham Council to facilitate the transfer of community services from Pennine Care by 1 July 2019 following the decision by PCFT to divest itself of community services and concentrate on the provision of mental health services. The CCG was already in the position of not being able to extend the contract further under current procurement rules.

The NCA Board approved an initial business case on 29 April with the final business case to be approved at their next meeting on the 3 June.

1. Progress to Date

As part of the process to meet the planned 1 July transfer date a number of decisions have to be made by commissioners and by the NCA. A significant level of work has been undertaken across the system in an environment of willingness and openness.

In support of this transfer, shadow management arrangements have been agreed by PCFT and the NCA. For example, in Oldham we have established fortnightly 'keep in touch' meetings between Oldham Care Organisation and the Managing Director/DASS who currently holds line management and budget responsibility for the entirety of their PCFT community healthcare staff. Under these shadow management arrangements, more generally, however, PCFT must secure NCA agreement to replace posts and confirm significant resource requirements

In addition, Oldham Care Organisation will attend the Oldham PCFT management meetings in line with the shadow management agreement and will attend PCFT assurance meetings.

The community services transfer is part of this wider piece of work and is a key enabler to accelerate and embed change. The aim is to ensure staff are deployed on an Oldham Cares model designed to meet high level outcomes and linked to the evolving Oldham Strategic Commissioning Framework (SCF).

2. Risks

The due diligence report has highlighted a number of risks which have a potential financial impact; commissioners and providers are jointly looking to mitigate these risks within the overall contract value – hence a risk share agreement. A number of workshops and meetings have taken place throughout March and April to work through the risks already known across Oldham and those identified through the due diligence process.

Those risks which potentially have a financial impact are listed below:

- Nursing establishment at Butlers Green
- Delivery of safe Integrated Adult, Children's & AHP Community Health Services due to vacancies and service models
- Clinical Leadership in Community

These risks have been identified as high within the risk framework and commissioners will need to work with partners to agree service changes or service investment to mitigate these otherwise there would simply be a significant cost involved

3. Financial Analysis

As part of the due diligence process the NCA has undertaken a detailed financial analysis of community services costs, further information is provided in part B

4. Contractual terms

The Oldham PCFT community health teams and staff (in scope) will transfer and be directly employed by SRFT and deployed into the Oldham Care Organisation (NCA) under their management and governance. It is suggested this change is incorporated into the delegated duties and responsibilities of the Care Organisation. This is in order to satisfy regulatory requirements as Northern Care Alliance (NCA) is not yet a legal entity. Oldham Care Organisation is regulated as part of Pennine Acute Hospital NHS Trust (PAHT) and there is a management arrangement with Salford Royal NHS Trust (SRFT).

The contractual financial terms will be to transfer 12ths pro rated of the contract value. Commissioners have agreed to suspend KPI reporting for three months and to work with the NCA on changes to reporting and monitoring during this period. The exception to this will be nationally mandated information.

5. Contracting Plan

Oldham has set itself an ambitious journey on which its principle aim is to: 'See the greatest and fastest possible improvement in the health and wellbeing of the Borough's residents by 2020', whilst closing a forecast financial gap over the same period.

This improvement will be achieved by:

- Enabling people to be more in control of their lives and their care.
- A health and social care system that is focused on wellbeing and the prevention of ill health.
- Support and care which is as close to, and connected with, home and community as possible.
- Consistent, reliable, patient and community centred treatment and care that is available when necessary.

To help deliver this change within the health and care sector, Oldham Cares has been formed. It is within this context that the commissioners invited the Oldham Cares provider partners to develop a proposal for how they would work together to take on the transformation of community services over the two years from the point of transfer and/or up to March 2021

The intent is to use this as the first step towards the creation of a placed based integrated delivery vehicle based in communities. Oldham Cares will ensure stability and support to all providers, so we are optimally positioned to drive transformation. Oldham Cares believes that the transfer and integration of community services is a major lever to support the ambition of the locality plan to transform health and care in Oldham.

The CCG has developed an initial plan for the design and development of the long-term integrated service contract. This work will be undertaken over this financial year. This will hopefully move from the current input measuring model to an outcome based contract,

allowing providers greater freedom on services to deliver integrated services to improve the health of the residents of Oldham and the commissioning function to focus much more on strategic commissioning activities.

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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