

## Oldham Commissioning Partnership Board Report

**Decision Maker**

**Date of Decision:**

**Subject:** Revised contribution to 2022/23 section 75 agreement

**Report Author:** Kate Rigden, Oldham Locality Finance Lead

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**Reason for the decision:**

The paper seeks consideration and agreement of the proposed changes to the s.75 for 2022/23 prior to progressing through formal governance arrangements being the consideration at the Commissioning Partnership Board.

**Summary:**

The report proposes changes to the scope and scale of the s.75 from 1<sup>st</sup> July to align with the budgets delegated to locality.

The report also recognises that the values outlined are subject to further variation in response to change in allocation to locality which may emerge during the year.

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

There are no options presented in the paper

**Recommendation(s):**

- 1) Confirm their support of the changes proposed in the scale and scope of the 2022/23 s.75 agreement between the

CCG and OMBC

- 2) Acknowledge that the values outlined are subject to further variation in response to changes in allocation to locality which may emerge during the year.
- 3) To note the recommendation that agreement of final values to be added to the legal agreement should be delegated to Locality Finance Lead (or GM ICB CFO as appropriate) and OMBC DoF.
- 4) If Commissioning Partnership Board are in agreement with the direction of travel, a Variation Agreement will be generated which will need to be signed off by NHS GM and the Council.

**Implications:**

*What are the **financial** implications?*

There are no direct financial implications for individual organisations as the proposed expansion is for aligning arrangement within the pool not, at present part of a formal risk share arrangement (with the exception of the community equipment budget).

*What are the **procurement** implications?*

No procurement implications

*What are the **legal** implications?*

The report seeks approval in principle. The formal decision will be taken through the commissioning partnership board for a decision on the legally binding agreement

*What are the **Human Resources** implications?*

No Human Resources implications

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

An Equality and Diversity Impact Assessment is not required as this report does not deal with the allocation of new expenditure. Instead, it includes previously allocated expenditure within the scope of the pooled budget to enhance its visibility for joint working purposes.

*What are the **property** implications*

There are no property implications arising from this.

**Risks:**

None of the changes materially affect any of the pooled budgets subject to a risk share (other than through expected inflationary increases). As

such, the risk profile of the CCG is not materially altered.

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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? No

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

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**There are no background papers for this report**

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<b>Report Author Sign-off:</b>	
Locality Finance Lead-Oldham Director of Finance, Oldham Council	Kate Rigden Anne Ryans,
<b>Date:</b>	21/09/22

Please list any appendices:-

<b>Appendix number or letter</b>	<b>Description</b>
1	Revision to the Oldham 2022/23 s.75 based on Health Delegated budgets and OBMC 22/23 approved budget.

## **Purpose**

The paper presented to the Board in May 2022 outlined the s.75 budget and detailed the budgets impacting the wider determinants of health that sit under the joint stewardship of the board. It was recognised that those budgets classified as “in view” are outside of the scope of the s.75 agreement for both Health and Social Care but come under the Joint Stewardship of the Board as described by the Target Operating model.

In addition, it was recognised that 2022/23 would be a transitional year for Health as the changes arising from the implementation of the White paper on Health and Social Care Reform are enacted. With the transfer of agreements to NHS GM from the first of July there is now a requirement to align the financial values in Locality s.75 agreements with the budgets which have been delegated to place. This is a requirement of the formal constitution process to enable formal delegation to Locality System Boards from NHS GM Board.

The values included in this report are split by Quarter 1 operating as Oldham CCG and Quarters 2-4 operating as NHS GM. This reflects the point of variation to the health element of the s.75.

### **Revised Scope of Oldham Locality 2022/23 s.75 for Q2-4**

For a number of years the Oldham CCG and OMBC have been party to a section 75 agreement to pool funds to support the coordination of health and social care activities. This is expected to continue with the transfer to NHS GM. The scale of the health element of the s75 agreement has varied over time and was broadened to include further elements of OCCG budgets in 21/22 with the exclusion of:

- Co Commissioning expenditure
- Corporate costs
- Programme running costs
- Termination of Pregnancy Services (TOPS) from non-NHS providers, based on budgeted cost
- An approximation of the Patient Emergency Services (PES) Ambulance contract with North West Ambulance Service, based on the 2019/20 contract and proportionately applied the block contract value
- An apportionment of Trust block contracts for ineligible items (TOPS and surgery specialism activity) based on the percentage cost of the same activity in 2019/20, applied to the 2021/22 Trust contract values grouped for Pennine Acute and separately for other GM NHS Trusts and Foundation Trusts.

Following Approval at the GM Health and Social Care Partnership Joint Planning and Delivery Committee in April 2022, the NHS GM budget areas delegated to Oldham Locality which should now be reflected in the health element of Oldham Locality s.75 from 1<sup>st</sup> July 2022 are detailed in Table One.

Whilst the financial information in this report reflects the budget aligned to place at the point of writing, it should be noted that there may be variations arising during the year as we remain in transition and as the budget alignment document is refined. Any variations will be noted in quarterly monitoring reports.

Table One- Budget areas delegated to locality

Budget Area	Locality
<b>Urgent physical Care</b>	Local CAS <sup>1</sup> Other non NHS urgent care Urgent Treatment Centre and Minor Injuries Unit
<b>Patient Transport</b>	VCSE and community contracts, e.g. British Red Cross community discharge
<b>Community Services</b>	Home adaptations budgets Care homes Hospice contracts VCSE, including grants Non-NHS contracts for community services, including audiology, physio, telemedicine, AQP, refugee and interpretation services
<b>Mental Health</b>	Community / Neighbourhood level services Non-NHS contracts, such as VCSE
<b>CHC / Personalised Commissioning</b>	Continuing Health Care (CHC) placements Funded Nursing Care (FNC) packages Children's Continuing Care Packages (usually joint funded with Local Authority) Community based Mental Health Placements LD placements Personal Healthcare Budgets (direct payments and notional budgets to fund packages above) including wheelchair PHB, Maternity PHB SEND, LD, MH PHBS NHS contributions to Adult Social Care MH Sec 117 Aftercare in the community - joint NHS/ LA responsibility SEND tripartite funding Individualised commissioning for children cared for Individual funding requests for treatments outside GM IFR service – mostly therapies for mental health

Budget Area	Locality
Primary Care	<ul style="list-style-type: none"> <li>GP Practice Local Enhanced services and incentive schemes (inc national schemes where there is local discretion such as SAS (violent patients), minor surgery)</li> <li>Winter Access Fund</li> <li>PC Workforce development funded through local discretionary spend</li> <li>Out of Hours (OOH) and Walk in Centre (WIC)</li> <li>Implementation of (degree &amp; mix of) Community Pharmacy, Dentistry and Optometry LESs and LCSs</li> </ul>
Estates	Costs for community based estates, including subsidies, void costs and other (rates, clinical waste, etc)
Prescribing	Primary Care Prescribing

There is an element of the Better Care Fund and it is proposed that although not delegated to Oldham Locality that this be included in the Pooled budget. This will be subject to agreement of NHS GM.

### Revised S.75 budget

The revised combined pooled (excluding in view) budget for 2022/23, shown in Table Two, is £334.0m being proposed contributions of £178.2m from Health and £155.8m from OMBC split across pooled budgets of £1.6m and pooled-aligned of £332.4m. Q1 reflects the wider pool as agreed by OMBC and OCCG before the transfer of agreements to NHS GM on 1<sup>st</sup> July.

Table Two-Revised pooled budget for 2022/23

S75 Contribution Summary			
	Qtr 1 £'000	Qtr 2-4 £'000	Total £'000
<b>Pooled - Community Equipment</b>			
OMBC	123	569	692
CCG	227	681	908
<b>Total Pooled</b>	<b>350</b>	<b>1,250</b>	<b>1,600</b>
<b>Pooled - Aligned</b>			
OMBC	37,828	117,269	155,096
CCG	96,992	80,349	177,341
<b>Total Pooled - Aligned</b>	<b>134,819</b>	<b>197,618</b>	<b>332,437</b>
<b>Total</b>	<b>135,169</b>	<b>198,868</b>	<b>334,037</b>

Table Three shows the proposed contribution from Health to the s.75 pooled fund. From 1<sup>st</sup> July it is proposed that this be reduced to the GMICB budgets delegated to palace and the BCF funding held by the NCA, not delegated to locality. The annual agreement is split by the split by Quarter 1 and Quarters 2-4 to reflect the period as Oldham CCG and NHS GM when it is proposed that the scope of the s.75 change from.

Table Three- Proposed Heath pooled budgets

NHS GM-Oldham s.75			
	Qtr 1 £'000	Qtr 2-4 £'000	Total £'000
Community Services (Note 1)	1,349	4,048	5,397
Community Equipment	227	681	908
Better Care Fund	4,163	12,489	16,652
CHC / Personalised Commissioning	3,778	11,333	15,111
Mental Health	2,505	7,514	10,018
Primary Care	1,974	5,923	7,898
Prescribing	11,429	34,287	45,715
Other (inc Estates)	449	1,346	1,794
<b>Locality delegated</b>	<b>25,873</b>	<b>77,620</b>	<b>103,494</b>
BCF funds with NHS Providers	1,137	3,410	4,547
Northern Care Alliance - Acute	33,915		33,915
Northern Care Alliance - Community	6,020		6,020
Pennine Care FT - Mental Health	9,456		9,456
Other GM Healthcare	20,817		20,817
<b>GM Healthcare budgets</b>	<b>71,345</b>	<b>3,410</b>	<b>74,755</b>
<b>Total Pooled / Aligned</b>	<b>97,219</b>	<b>81,030</b>	<b>178,249</b>

Note (1)-Community services includes Patient transport services and OOH provision which are described as standalone sections in the budget alignment document.

For Completeness the budgets which have been excluded from the s.75 pooled arrangements but remain in view of the Oldham system Board are shown in Table Four.

Table Four – Proposed in view NHS budgets

NHS budgets in view			
	Qtr 1 £'000	Qtr 2-4 £'000	Total £'000
Northern Care Alliance - Acute	5,101	117,048	122,149
Northern Care Alliance - Community	-	18,061	18,061
Pennine Care FT - Mental Health	-	28,369	28,369
Other GM Healthcare	1,234		1,234
Primary Care - Co-Commissioning	11,452		11,452
Corporate Costs	1,782		1,782
Hosted GM Funds - Population Health	649		649
<b>Total In View</b>	<b>20,218</b>	<b>163,478</b>	<b>183,696</b>

Table Five shows OMBC revised proposed contribution to the s.75 pooled fund and the budgets which will be in view of the Oldham System Board reflecting the 2021/22 element of Adult Social Care and expanded for those additional services that were deemed wider determinants of health including Children's Social Care and Public Health. It should be noted that while the services classed as "in view" are shown in Table Five, they sit outside the pooled arrangement.

Table Five-OMBC proposed budgets

	Pooled			Pool Aligned				In View
	Total £k	Quarter 1 £k	Quarters 2 to 4 £k	Scope	Total £k	Quarter 1 £k	Quarters 2 to 4 £k	Total £k
Environmental Services				Environmental Health	1,011	255	756	3,919
Enterprise and Skills								
Economic Development				Strategic Housing	1,174	316	859	26,021
ICT and Customer Services								
<b>Total</b>					<b>2,185</b>	<b>570</b>	<b>1,615</b>	<b>29,940</b>
Community Health & Social Care				All	40,742	10,171	30,570	
Community Equipment	1,600	350	1,250					
Commissioning				All	22,210	5,097	17,113	
Learning Disability				All	20,847	5,207	15,640	
Mental Health				All	11,493	2,863	8,630	
Community Business Services				All	3,194	646	2,548	
Safeguarding				All	965	627	338	
Director Adult Social Care				All exc. Mosaic Support	1,381	375	1,006	
Disabled Facilities Grant (Capital)				All	2,334	584	1,751	
Less CCG Contribution	(908)	(227)	(681)		(19,961)	(4,990)	(14,971)	
<b>Total</b>	<b>692</b>	<b>123</b>	<b>569</b>		<b>83,205</b>	<b>20,579</b>	<b>62,626</b>	
Children's Social Care				All	40,742	9,974	30,768	
Education, Skills & Early Years								47,549
Preventative Services				Early Help, MASH, Targeted Youth, Troubled Families, Domestic Violence	6,547	1,472	5,075	
<b>Total</b>	<b>-</b>	<b>-</b>	<b>-</b>		<b>47,289</b>	<b>11,446</b>	<b>35,843</b>	<b>47,549</b>
Public Health				All exc. Contributions to non pooled services	18,377	4,343	14,034	
Heritage Libraries and Arts								
Youth, Leisure & Communities				Leisure and Youth	4,040	889	3,151	1,576
<b>Total</b>					<b>22,417</b>	<b>5,232</b>	<b>17,185</b>	<b>1,576</b>
<b>Total Value</b>	<b>692</b>	<b>123</b>	<b>569</b>		<b>155,096</b>	<b>37,828</b>	<b>117,269</b>	<b>79,065</b>

The total OMBC Pooled Aligned Budget for 2022/23 is now £155.096m, an increase of £3.786m compared to the originally approved budget. This is the result of realignments and minor increases in grant funding rather than the inclusion of additional services.

## Recommendations

The Board is asked to:

- 1) Confirm their support of the changes proposed in the scale and scope of the 2022/23 s.75 agreement between the CCG and OMBC
- 2) Acknowledge that the values outlined are subject to further variation in response to changes in allocation to locality which may emerge during the year.



- 3) To note the recommendation that agreement of final values to be added to the legal agreement should be delegated to Locality Finance Lead (or GM ICB CFO as appropriate) and OMBC DoF.
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