

Agenda Item 6

Brighton & Hove City Council

FOR GENERAL RELEASE

Meeting: Joint Commissioning Board

Date: 4 July 2006

Report of: Acting Chief Operating Officer

Subject: Implementation of the 'Critical Conditions' in relation to Shaping the Future of Services in Sussex for Mental Health, Learning Disability and Substance Misuse Services

Wards affected: All

1. Purpose of the Report

- 1.1 This report gives an update on the implementation of the 'Critical Conditions' agreed by the PCT and Local Authority in relation to services being provided by a pan Sussex Mental Health NHS Trust.

2. Recommendations

- 2.1 To note the review in annex 1.
- 2.2 To provide any further direction from the Joint Commissioning Board on strengthening the implementation of the 'Critical Conditions'
- 2.3 The PEC are requested to provide a PEC member to attend appropriate care group planning meetings.

3. Information/Background

- 3.1 During the consultation phase of the formation of a pan Sussex NHS Trust to deliver mental health, learning disability, substance misuse and child and adolescent mental health services, the PCT and Local Authority agreed to the formation of the Trust with a number of

conditions in relation to the provision of services for patients registered with GPs or who were resident within Brighton and Hove. These included the conditions that the new NHS Trust would be:

- 3.1.1 Locally accountable;
- 3.1.2 Locally flexible;
- 3.1.3 Protection and development of local good practice;
- 3.1.4 Protection and development of links with the Local Authority;
- 3.1.5 Protection and development of links with local GPs;
- 3.1.6 Protection and development of links with the local voluntary sector;
- 3.1.7 Protection and development of links with local users and carers.

- 3.2 In order to assure stakeholders to the consultation that these conditions would be met a number of features were agreed as evidence that these conditions were being met. These are described along with an update on implementation below.

4. Officers Consulted:

Simon Scott – Assistant Director
Brigid Day - Joint Head of Performance and Development
Andy Porter – Lead Commissioner Mental Health.

Annex 1: Review of Implementation of Critical Conditions:

| A - Local Accountability: | |
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| Critical Condition: | Evidenced by: |
| <p>A Pan Sussex NHS Trust will be accountable to the PCT and Local Authority through the Joint Commissioning Board and care group specific Lead Commissioners.</p> | <p>1) The PCT will require that a Pan Sussex Trust appoints an Operational Director for Brighton & Hove City, with delegated authority from the Provider Board to negotiate with and respond to the requirements of B&H Commissioners.</p> <p>Action: Richard Ford Appointed</p> <p>2) A Commissioning Board is established as the formal interface between the commissioner and provider, Chaired by the PCT Director of Service Improvement and including the following membership:</p> <ul style="list-style-type: none"> • PCT: Director of Finance ; • Lead Commissioners; • Local Authority Representative; • Provider: Operational Director, Director of Finance; heads of specialist services. <p>Action: First Meeting Scheduled for 30th June 2006</p> <p>3) The provider will agree to the requirement that all decisions in relation to the level of service, quality standards and financial management will be defined and agreed and at the Board.</p> <p>Action: 'Code of Conduct' in final draft, to be agreed by August.</p> <p>4) Performance management of a Pan Sussex Trust will be through the Commissioning Board.</p> <p>Action: SLAs near final completion, to be completed by August.</p> <p>5) The Pan Sussex Trust will work within Commissioned budgets, and will not transfer resources to other parts of Sussex.</p> <p>Action: No indications of transfer apparent. Will depend on SLAs being completed.</p> |

| B - Local Flexibility: | |
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| <p>Critical Condition:</p> <p>A Pan Sussex NHS Trust will be accountable to the PCT and Local Authority through the Joint Commissioning Board and care group specific Lead Commissioners to ensure that needs and priorities identified locally will be addressed.</p> | <p>Evidenced by:</p> <ol style="list-style-type: none"> 1) Services are delivered within the framework of Brighton & Hove Commissioning Strategies for WAHMS, OPMH and Learning Disability and the DAAT Treatment Plan. 2) These are developed through local partnership arrangements including the Joint Commissioning Board; WAHMS NSF LIT, OPMH Strategic Forum, Valuing People Partnership Board; and B&H DAAT. 3) B&H Commissioning strategies will continue to take into account the views of local GPs, users and carers, and the local community. <p>Action: PST Continue to be fully engaged in the local planning frameworks.</p> |
| C - Protection of Local Good Practice: | |
| <p>Critical Condition:</p> <p>The high rates of drug related deaths and suicides in Brighton and Hove, and the comparatively high rates of severe and enduring mental health problems and injecting drug misusers has lead to a series of developments to address these.</p> | <p>Evidenced by:</p> <p>These arrangements will be protected through the use of detailed Service Level Agreements (SLAs) and local care pathways.</p> <p>Action: SLAs near completion, to be completed by August.</p> |
| D – Protection of Links with the Local Authority: | |
| <p>Critical Condition:</p> <p>The provision of integrated care pathways that include social care, housing and employments dimensions are critical to deriving 'best value' for service users.</p> | <p>Evidenced by:</p> <ol style="list-style-type: none"> 1) The Local Authority is engaged at both the Joint Commissioning Board level and the Commissioning Board for the Pan Sussex Trust. <p>Action: In place.</p> <ol style="list-style-type: none"> 2) The continued development, refinement and auditing of care pathway functioning will be a priority task for both commissioners and provider, with regular reports to Boards. <p>Action: To be actioned, in line with Fitness For Purpose Commissioning Diagnostic timetable.</p> |

| E - Protection of Links with Local GPs. | |
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| <p>Critical Condition:</p> <p>Brighton & Hove GPs views and priorities are incorporated within Commissioning Strategies, and operational practice.</p> | <p>Evidenced by:</p> <ol style="list-style-type: none"> 1) GP views are regularly and systematically sought, jointly by the Lead Commissioners and Provider Trust; <p>Action: Some engagement through locality forums: No PEC members identified for WAHMS, OPMH, LD</p> <ol style="list-style-type: none"> 2) Action Plans are updated annually to ensure the primary and secondary care interface is continually improved. <p>Action: 2006/07 Planning frameworks to reflect this by locality. 2007/08 Action plans to fully reflect localities.</p> |
| F – Protection of Links with the Local Voluntary Sector. | |
| <p>Critical Condition:</p> <p>Voluntary sector partners bring significant added value to the provision of services to care groups. For users and carers to benefit from all services on offer, the sector and Pan Sussex Trust must work closely together.</p> | <p>Evidenced by:</p> <ol style="list-style-type: none"> 1) Annual Review of voluntary sector satisfaction with Joint Working arrangements to be facilitated by the PCT and report results to the Commissioning Board. <p>Action: To be completed by March 2007.</p> <ol style="list-style-type: none"> 2) Maintain active voluntary sector participation in care group specific strategic partnership fora; <p>Action: In place.</p> <ol style="list-style-type: none"> 3) All commissioning of the voluntary sector will take place directly by respective lead commissioners. The Pan Sussex NHS Trust will not subcontract with the voluntary sector. <p>Action: In place.</p> |

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| G - Protection of Links with Users and Carers: | |
| <p>Critical Condition:</p> <p>Improving the health of service users and supporting their carers is the core reason for the PCT commissioning services. Their views are therefore central to service prioritisation and development.</p> | <p>Evidenced by:</p> <ol style="list-style-type: none"> 1) User and carer representatives continue to be engaged through local representative groups and the whole range of patient and public involvement processes. <p>Action: In place</p> <ol style="list-style-type: none"> 2) The Pan Sussex NHS Trust develops strong internal structures and processes for user and carer involvement; <p>Action: To be developed by March 2007.</p> <ol style="list-style-type: none"> 3) all equalities legislation is observed and implemented <p>Action: To be reviewed through contract monitoring:</p> <ol style="list-style-type: none"> 4) Groups and individuals affected by inequalities continue to be engaged in the planning of services <p>Action: Review with stakeholders:</p> |

COMMITTEE REPORT APPENDIX

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| Meeting/Date | Joint Commissioning Board 19 th June 2006 |
| Report of | Acting Chief Operating Officer - PCT |
| Subject | Progress Report on Delivering the 'Critical Conditions' in relation to services being provided by a pan Sussex NHS Trust |
| Wards affected | All |

Financial implications

None

Legal implications

As the report largely deals with governance arrangements and establishing frameworks for good practice, there are no specific legal/Human Rights implications which require consideration

Hilary Priestley 28/06/06

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| Corporate/Citywide implications None | Risk assessment Not applicable. |
| Sustainability implications None | Equalities implications This process impacts on people with mental health problems, learning disabilities and substance misuse. |
| Implications for the prevention of crime and disorder None | |

Background papers *[Part 1 reports only]*

Shaping the Future of Services in Sussex for Mental Health, Learning Disability and Substance Misuse Services discussion document.
Adult Social Care & Health Sub Committee Report (7 February 2005, item no. 61)

Contact Officer

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