
Report To:	Inverclyde Council	Date:	29 September 2016
Report By:	Head of Legal & Property Services	Report No:	VP/LP/125/16
Contact Officer:	Vicky Pollock	Contact No:	01475 712710
Subject:	Health & Social Care Integration Scrutiny and Governance Arrangements		

1.0 PURPOSE

- 1.1 The purpose of this report is to provide an update in respect of the implementation of health and social care integration in Inverclyde and outlines the scrutiny and accountability arrangements governing the Council's relationship with the Inverclyde Integration Joint Board.

2.0 SUMMARY

- 2.1 Inverclyde Integration Joint Board (the IJB) was established by Parliamentary Order on 27 June 2015 following approval of the Inverclyde Integration Scheme by the Scottish Ministers. The IJB's strategic plan was approved on 15 March 2016, at which point the Council functions set out in the agreed Integration Scheme were delegated to the IJB.
- 2.2 The establishment of the IJB and the subsequent delegation of functions have had implications for the Council's governance structure. For example, the Health & Social Care Committee's main function is now to oversee the IJB's activities to ensure that Council resources are being used effectively.
- 2.3 This report provides more detail on the Council's governance relationship with the IJB and addresses an action point raised in the Annual Audit Report regarding potential conflicts of interest.

3.0 RECOMMENDATION

- 3.1 It is recommended that the Council notes the contents of this report.

Gerard Malone
Head of Legal & Property Services

4.0 BACKGROUND

- 4.1 The Public Bodies (Joint Working) (Scotland) Act 2014 (the 2014 Act) established the legal framework for integrating health and social care in Scotland and required each health board and local authority to delegate some of their functions to an Integration Joint Board, in order to deliver nationally agreed outcomes for health and social care.
- 4.2 The Council committed to the creation of the IJB, which is a new legal entity to which the Council's functions in respect of adult and children social care have been transferred. The IJB was established by Parliamentary Order on 27 June 2015 following approval of the Inverclyde Integration Scheme by the Scottish Ministers and the IJB Strategic Plan was approved by the IJB on 15 March 2016.
- 4.3 The Council has appointed four representatives to the IJB and the role of the Health & Social Care Committee has been re-evaluated, as specified in Paragraph 7 of this report.

5.0 ESTABLISHMENT OF INVERCLYDE INTEGRATION JOINT BOARD

- 5.1 Appendix 1 to this report sets out for Members' information, (a) a brief overview of the legal framework of the IJB and (b) the main governance arrangements which have been established by the IJB.

6.0 DELEGATION OF FUNCTIONS

- 6.1 The Council, on 29 January 2015, agreed to delegate all social care functions permitted by the 2014 Act and associated regulations, including Children and Families Social Work Services, Criminal Justice Services and Homelessness. A list of the relevant delegated functions and services can be found in the Integration Scheme and are attached for information at Appendix 2. This delegation came into effect on 15 March 2016, the date the IJB's Strategic Plan was agreed. These functions are now being delivered in accordance with the arrangements set out in the IJB's Strategic Plan.
- 6.2 It is important to highlight that these functions have been delegated, not transferred, to the IJB. The Council has not lost the power to exercise the function. This means that legal responsibility for the function remains with the Council. Further, the IJB does not directly employ any staff so services still need to be delivered by Council staff.
- 6.3 In terms of Section 26 of the 2014 Act, the Council has been directed by the IJB to deliver the services which must be provided in line with the IJB's Strategic Plan, existing Council operational arrangements, in accordance with the relevant legislation and within the budget allocated to the Council by the IJB. The Council is under a statutory obligation to comply with these directions. A copy of the directions issued by the IJB is attached at Appendix 3.
- 6.4 Responsibility for all strategic planning, resourcing, regulatory matters etc. has passed to the IJB, while the Council has retained the statutory responsibility for the various functions. The Council is responsible for the operation, delivery and implementation of the integrated services which should be conducted in accordance with the Council's own governance arrangements.
- 6.5 IJBs are now responsible for planning and commissioning services, while the Council and the Health Board are responsible for delivering those services. Part of the IJB's remit is to monitor the delivery of the directions referred to above in order to ensure that the Strategic Plan is met. As such, even though the Council no longer has a strategic planning/policy role, it still requires to have oversight and responsibility for operational matters to ensure that the functions are being carried out appropriately, in line with the Strategic Plan, in accordance with legislation and within its allocated budget. The Council also requires to ensure that the directions from the IJB are being met and that the resources in relation to those directions are adequate and well managed.

7.0 ROLE OF HEALTH AND SOCIAL CARE COMMITTEE

- 7.1 On 19 February 2015, the Council agreed that it was appropriate that the function of overseeing and scrutinising the IJB's activities be carried out by the Health & Social Care Committee and that this new function be reviewed after a period of 12 months.
- 7.2 In relation to those functions now delegated to the IJB, the Health & Social Care Committee is now considering policy and standards and monitoring operational performance in the context of the Council now being classed as a commissioned provider of the services by virtue of the directions from the IJB. The IJB sets the strategic policy direction through the Strategic Plan. The Chief Officer of the IJB is responsible for delivering the operational services in accordance with the Strategic Plan. As the IJB does not employ staff, the Council continues to provide the workforce and as such, the Health & Social Care Committee continues to be responsible for setting and providing assurance as to workforce and operational policy, quality and improvement standards and for monitoring operational performance.
- 7.3 Budget monitoring will continue in the usual manner, in that the Health & Social Care Committee and the Council's Chief Financial Officer continue to be responsible for providing assurance as to the financial management of the budget allocated to the Council by the IJB for the delivery of the services.
- 7.4 The IJB is also subject to external scrutiny and review by a number of scrutiny bodies as follows:-
- The Care Inspectorate
 - Health Care Improvement Scotland
 - The Accounts Commission
 - The Auditor General for Scotland

This will also provide assurance to the Council of the IJB's performance in terms of approving on the national outcomes and achieving Best Value.

- 7.5 The Chief Officer of the IJB is very much aware of the need for agenda management to support the different and distinct roles of the IJB and the Health and Social Care Committee and is continuing to ensure that any unnecessary duplication of reports to both bodies is avoided.
- 7.6 It is recommended that the scrutiny role of the Health & Social Care Committee continues as set out above. The terms of reference of the Health & Social Care Committee have been expanded and clarified in terms of the Council's governance review, which has been considered as a separate agenda item.

8.0 ROLE OF ELECTED MEMBERS

- 8.1 In order to address a specific action point contained in the Annual Audit Report to Members, consideration of the role and remit of those Members who are Members of both the IJB and the Health and Social Care Committee has been undertaken by the Chief Officer, the Council's Monitoring Officer and the IJB Standards Officer, with particular emphasis on the review of the potential for conflicts of interest. These officers are firmly of the view that no conflict of interest arises as regards the Council's relationship with the IJB.
- 8.2 It has been continually recognised by Members that the IJB is a separate legal entity and that while serving on the IJB, its Members carry out their functions under the 2014 Act and associated regulations on behalf of the IJB itself, and not as delegates of the Council. Guidance provided to IJB Members also makes it clear that the duties of IJB Members are independent of the responsibilities that they may have by virtue of other posts. This is especially clear in the requirement on IJB Members to subscribe to the IJB's Code of Conduct and the appointment of an IJB Standards Officer who has an explicit duty to provide advice to the IJB on standards, conduct and declarations of interest.
- 8.3 It is also recognised that Members are well versed in fulfilling a number of distinct and separate

roles through their membership of the Council. All Members of the Health and Social Care Committee have been written to in order to identify any specific issues which may have caused concern over the course of the past year's operation of the IJB and Health and Social Care Committee.

8.4 Members are reminded of the specific dispensation issued by the Standards Commission, which allows Members who are also Members of the IJB, to take part in Council meetings when IJB matters are being discussed. This dispensation was granted by the Standards Commission under the Councillors' Code of Conduct following consideration of a specific request. Members, as voting members of the IJB, do not have to declare their interest when discussions on general health and social care issues arise and can participate in discussions and voting on these issues. Members are still required to declare other interests, in terms of Section 5 of the Councillors' Code of Conduct. This dispensation is external recognition of the distinct roles that Members have in connection with the IJB.

9.0 PROPOSALS

9.1 It is recommended that the Council notes the progress made by the IJB in establishing its governance arrangements and notes the role of the Health & Social Care Committee in governing the Council's relationship with the IJB.

10.0 IMPLICATIONS

Finance

10.1 None.

Financial Implications:

One Off Costs

Cost Centre	Budget Heading	Budget Years	Proposed Spend this Report	Virement From	Other Comments
N/A					

Annually Recurring Costs/ (Savings)

Cost Centre	Budget Heading	With Effect from	Annual Net Impact	Virement From (If Applicable)	Other Comments
N/A					

Legal

10.2 The Council's governance relationship with the IJB will be reviewed as integration develops and in response to any particular issues raised by Members.

Human Resources

10.3 None.

Equalities

10.4 There are no equalities implications at this time.

Repopulation

10.5 Health and Social Care Integration is a critical function to support all of Inverclyde's localities.

11.0 CONSULTATIONS

- 11.1 The Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, the Council's Chief Financial Officer and the IJB's Chief Financial Officer have been consulted in the preparation of this report.

12.0 LIST OF BACKGROUND PAPERS

- 12.1 Not applicable.

APPENDIX 1 (a)

INTEGRATION JOINT BOARD – LEGAL FRAMEWORK

1. The role and remit of the IJB is prescribed by the Public Bodies (Joint Working) (Scotland) Act 2014 (the 2014 Act).
2. The relationship between the IJB and the Council and Greater Glasgow and Clyde NHS Board (the NHS Board) is governed by the Integration Scheme.
3. The IJB discharges all of its statutory responsibilities through its Chief Officer.
4. The IJB commissions the Council and/or the NHS Board to deliver the relevant operational services required to discharge the integrated functions by way of written Directions under Section 26 of the Act, to include
 - how the function is to be delivered; and
 - the amount of and method of determining the payment to be made for the operational delivery of that function
5. The Council and the NHS Board have dual roles in terms of the delegated functions:-
 - each determines the budget to be delegated to the IJB in accordance with the provisions of the Integration Scheme and their respective budget setting frameworks for the integrated functions ; and
 - are by virtue of IJB Directions a commissioned provider of operational services.
6. The Chief Officer has a dual role:-
 - He is directly accountable to the IJB for the discharge of all of its statutory responsibilities. These include: strategic planning, performance reporting, ensuring that IJB directions are being implemented, reviewing and recommending changes to the Strategic Plan and ensuring IJB compliance with other legislative requirements (e.g. Data Protection, Freedom of Information, Equalities and Public Records etc.); and
 - By virtue of the Integration Scheme, he is also responsible for the operational management and performance of the delegated functions, (with the exception of the delegated aspects of Acute Hospital Services - essentially those services associated with the “emergency care pathway” which result in a predominance in unplanned hospital admissions).
7. In terms of his operational role, the Chief Officer is directly accountable to the Chief Executives of the Council and the NHS Board. He is a member of each of their senior

management teams and as such will be subject to the usual lines of accountability in terms of operational performance and financial management.

8. The Council's Section 95 Officer also has a dual role :-
 - establishing the budget to be delegated to the IJB as part of the budget setting process, in accordance with the terms of the Integration Scheme and statutory guidance ;
 - responsible for the financial management of the resources that are then re-allocated back to the Council by the IJB in support of the Directions for operational delivery.

9. The Chief Finance Officer to the IJB is responsible for the due diligence and the financial governance in respect of the delegated budget. This includes:
 - establishing financial governance systems for the proper use of the delegated resources including financial management, monitoring and reporting ;
 - ensuring that the Strategic Plan meets the requirement for best value in the use of the Integration Joint Board's resources; and
 - ensuring that IJB directions provide that the spending of the resources is in accordance with the Strategic Plan and responsibilities in terms of "following the public pound".

10. These dual roles add particular complexity to the governance framework for the delivery of integrated health and social care services.

APPENDIX 1(b)

INTEGRATION JOINT BOARD – GOVERNANCE

The main features of the IJB Governance Framework put in place since 2015 are summarised as follows:

Corporate Governance

The Integration Scheme was approved by the Scottish Ministers in June 2015.

The IJB was formally established at its first meeting on 10 August 2015 at which:-

- Membership of the IJB in accordance with the relevant regulations was formally agreed;
- Standing Orders for the IJB and its Committees were approved (and reviewed in May 2015); and
- the Chief Officer and Chief Financial Officer of the IJB were appointed.

The IJB's Strategic Plan 2016-2019 was approved by the IJB on 14 March 2016 with 1 April 2016 being set as the date from which the IJB took on the functions delegated to it by the Council and the NHS Board as set out in the Integration Scheme.

A revised model Code of Conduct for Members of Devolved Public Bodies (drafted specifically to cover IJBs) was adopted by the IJB and in line with the model code, the IJB appointed the Legal Services Manager (Procurement/Conveyancing) as its Standards Officer.

Directions have been formally issued to the Council and NHS Board to carry out the delegated functions.

A Performance Management Strategy has been agreed with regular reporting to IJB members.

Regular development sessions have been held for IJB members.

Development programmes are also in place for the senior management team and senior managers across the HSCP.

Financial Governance

Financial Regulations have been agreed which detail the responsibilities of the IJB for its own financial affairs.

A reserves strategy has been approved.

The annual accounts closure process for 2015/16 is complete with the annual report being presented to the IJB on 16 September 2016.

The 2016/17 budget has been approved with supporting due diligence report.

An Audit Committee has been established with agreed membership and terms of reference.

The Council's Chief Internal Auditor has been appointed as Chief Internal Auditor for the IJB.

A risk management policy and strategy has been approved by the IJB.

The IJB is a member of the Clinical Negligence and Other Risks Indemnity Scheme (CNORIS) to ensure appropriate liability and indemnity cover for the IJB should any significant claims be made against it.

Clinical and Care Governance

The Clinical and Care Governance structure has been approved by the IJB, including the establishment of a Clinical and Care Governance Group.

Information Governance

Freedom of Information – the IJB has adopted the Scottish Information Commissioner's Model Publication Scheme.

Complaints – an integrated Complaints Procedure has been approved by the IJB.

Equalities – the IJB's Equalities Mainstreaming and Outcomes reports and the Equalities Impact Assessment of the Strategic Plan have been produced and published.

Planned Developments in 2016

A Scheme of Delegation is to be developed and considered by the IJB, taking into account the Council's revised governance arrangements as a result of the recent governance review.

Development of a Service Level Agreement in respect of corporate support service arrangements to cover a number of functions which support the IJB at a sufficient level to enable the IJB to successfully deliver the Strategic Plan is ongoing.

An initial IJB Risk Register was developed at the September IJB Development session and will be brought to a future IJB meeting for formal approval.

The Financial Regulations are to be revised to reflect ongoing local and national work and developments in respect of a number of areas since the IJB was established.

Further development in respect of information governance is ongoing including - the development of Freedom of Information policies and procedures; data protection matters; relevant Information Sharing Protocols and the development of a Records Management Plan to comply with the Public Records (Scotland) Act 2011.

Annex 2

Part 1

Functions Delegated by the Council to the Integration Joint Board

Column A Enactment conferring function	Column B Limitation
National Assistance Act 1948	
Section 45 (Recovery in cases of misrepresentation or non-disclosure)	
Section 48 (Duty of councils to provide temporary protection for property of persons admitted to hospitals etc.)	
Disabled Persons (Employment) Act 1958	
Section 3 (Provision of sheltered employment by local authorities)	
Matrimonial Proceedings (Children) Act 1958	
Section 11 (Reports as to arrangements for future care and upbringing of children)	
Social Work (Scotland) Act 1968	
Section 1 (Local authorities for the administration of the Act.)	So far as it is exercisable in relation to another integration function.
Section 4 (Provisions relating to performance of functions by local authorities.)	So far as it is exercisable in relation to another integration function.
Section 6B (Local authority inquiries into matters affecting children)	
Section 8 (Research.)	So far as it is exercisable in relation to another integration function.
Section 10 (Financial and other assistance to voluntary organisations etc. for social work.)	So far as it is exercisable in relation to another integration function.
Section 12 (General social welfare services of local authorities.)	Except in so far as it is exercisable in relation to the provision of housing support services.
Section 12A (Duty of local authorities to assess needs.)	So far as it is exercisable in relation to another integration function.

Column A Enactment conferring function	Column B Limitation
Section 12AZA (Assessments under section 12A - assistance)	So far as it is exercisable in relation to another integration function.
Section 12AA (Assessment of ability to provide care.)	
Section 12AB (Duty of local authority to provide information to carer.)	
Section 13 (Power of local authorities to assist persons in need in disposal of produce of their work.)	
Section 13ZA (Provision of services to incapable adults.)	So far as it is exercisable in relation to another integration function.
Section 13A (Residential accommodation with nursing.)	
Section 13B (Provision of care or aftercare.)	
Section 14 (Home help and laundry facilities.)	
Section 27 (supervision and care of persons put on probation or released from prison etc.)	
Section 27 ZA (advice, guidance and assistance to persons arrested or on whom sentence deferred)	
Section 28 (Burial or cremation of the dead.)	So far as it is exercisable in relation to persons cared for or assisted under another integration function.
Section 29 (Power of local authority to defray expenses of parent, etc., visiting persons or attending funerals.)	
Section 59 (Provision of residential and other establishments by local authorities and maximum period for repayment of sums borrowed for such provision.)	So far as it is exercisable in relation to another integration function.
Section 78A (Recovery of contributions).	
Section 80 (Enforcement of duty to make contributions.)	
Section 81 (Provisions as to decrees for aliment)	
Section 83 (Variation of trusts)	
Section 86 (Recovery of expenditure incurred in the provisions of accommodation, services, facilities or payments for persons ordinarily resident in the area of another local	

Column A Enactment conferring function	Column B Limitation
authority from the other local authority)	
Children Act 1975	
Section 34 (Access and maintenance)	
Section 39 (Reports by local authorities and probation officers.)	
Section 40 (Notice of application to be given to local authority)	
Section 50 (Payments towards maintenance of children)	
The Local Government and Planning (Scotland) Act 1982	
Section 24(1) (The provision of gardening assistance for the disabled and the elderly.)	
Health and Social Services and Social Security Adjudications Act 1983	
Section 21 (Recovery of sums due to local authority where persons in residential accommodation have disposed of assets)	
Section 22 (Arrears of contributions charged on interest in land in England and Wales)	
Section 23 (Arrears of contributions secured over interest in land in Scotland)	
Foster Children (Scotland) Act 1984	
Section 3 (Local authorities to ensure well-being of and to visit foster children)	
Section 5 (Notification by persons maintaining or proposing to maintain foster children)	
Section 6 (Notification by persons ceasing to maintain foster children)	
Section 8 (Power to inspect premises)	

Column A Enactment conferring function	Column B Limitation
Section 9 (Power to impose requirements as to the keeping of foster children)	
Section 10 (Power to prohibit the keeping of foster children)	
Disabled Persons (Services, Consultation and Representation) Act 1986	
Section 2 (Rights of authorised representatives of disabled persons.)	
Section 3 (Assessment by local authorities of needs of disabled persons.)	
Section 7 (Persons discharged from hospital.)	In respect of the assessment of need for any services provided under functions contained in welfare enactments within the meaning of section 16 and which are integration functions
Section 8 (Duty of local authority to take into account abilities of carer.)	In respect of the assessment of need for any services provided under functions contained in welfare enactments (within the meaning set out in section 16 of that Act) which are integration functions.
Housing (Scotland) Act 2001	
Section 1 (Homelessness strategies)	
Section 2 (Advice on homelessness etc.)	
Section 5 (Duty of registered social landlord to provide accommodation)	
Section 6 (Duty of registered social landlord: further provision)	
Section 8 (Common housing registers)	
Section 92 (Assistance for Housing Purposes)	Only in so far as it relates to an aid or adaptation.

Housing (Scotland) Act 2006

Section 71(1)(b)
(Assistance for housing purposes)

Only in so far as it relates to an aid or adaptation as defined at Section 1(2) of the Public Bodies (Joint Working) (Prescribed Local Authority Functions) (Scotland) Regulations 2014.

Children (Scotland) Act 1995

Section 17
(Duty of local authority to child looked after by them)

Sections 19
(Local authority plans for services for children).

Section 20
(Publication of information about services for children)

Section 21
(Co-operation between authorities)

Section 22
(Promotion of welfare of children in need)

Section 23
(Children affected by disability)

Section 24
(Assessment of ability of carers to provide care for disabled children)

Section 24A
(Duty of local authority to provide information to carer of disabled child)

Section 25
(Provision of accommodation for children etc.)

Section 26
(Manner of provision of accommodation to children looked after by local authority)

Section 27
(Day care for pre-school and other children)

Section 29
(After-care)

Section 30
(Financial assistance towards expenses of education or training)

Section 31
(Review of case of child looked after by local authority)

Section 32
(Removal of child from residential establishment)

Section 36
(Welfare of certain children in hospitals and nursing homes etc.)

Section 38
(Short-term refuges for children at risk of harm)

Section 76
(Exclusion orders)

Criminal Procedure (Scotland) Act 1995

Section 51
(Remand and committal of children and young persons).

Section 203
(Reports)

Section 234B
(Drug treatment and testing order).

Section 245A
(Restriction of liberty orders).

Adults with Incapacity (Scotland) Act 2000

Section 10
(Functions of local authorities.)

Section 12
(Investigations.)

Section 37
(Residents whose affairs may be managed.)

Only in relation to residents of establishments which are managed under integration functions.

Section 39
(Matters which may be managed.)

Only in relation to residents of establishments which are managed under integration functions.

Section 40
(Supervisory bodies)

Only in relation to residents of establishments which are managed under integration functions.

Section 41
(Duties and functions of managers of authorised establishment.)

Only in relation to residents of establishments which are managed under integration functions.

Section 42
(Authorisation of named manager to withdraw from resident's account.)

Only in relation to residents of establishments which are managed under integration functions.

Section 43
(Statement of resident's affairs.)

Only in relation to residents of establishments which are managed under integration functions.

Section 44
(Resident ceasing to be resident of authorised establishment.)

Only in relation to residents of establishments which are managed under integration functions.

Section 45
(Appeal, revocation etc.)

Only in relation to residents of establishments
which are managed under integration functions.

Community Care and Health (Scotland) Act 2002

Section 4
(The functions conferred by Regulation 2 of the
Community Care (Additional Payments) (Scotland)
Regulations 2002)

Section 5
(Local authority arrangements for residential
accommodation out with Scotland.)

Section 6
(Deferred payment of accommodation costs)

Section 14
(Payments by local authorities towards expenditure by
NHS bodies on prescribed functions.)

The Mental Health (Care and Treatment) (Scotland) Act 2003

Section 17
(Duties of Scottish Ministers, local authorities and
others as respects Commission.)

Section 25
(Care and support services etc.)

Except in so far as it is exercisable in relation to
the provision of housing support services.

Section 26
(Services designed to promote well-being and social
development.)

Except in so far as it is exercisable in relation to
the provision of housing support services.

Section 27
(Assistance with travel.)

Except in so far as it is exercisable in relation to
the provision of housing support services.

Section 33
(Duty to inquire.)

Section 34
(Inquiries under section 33: Co-operation.)

Section 228
(Request for assessment of needs: duty on local
authorities and Health Boards.)

Section 259
(Advocacy.)

Management of Offenders etc. (Scotland) Act 2005

Section 10
(Arrangements for assessing and managing risks
posed by certain offenders)

Section 11
(Review of arrangements)

Adoption and Children (Scotland) Act 2007

Section 1
(Duty of local authority to provide adoption service)

Section 4
(Local authority plans)

Section 5
(Guidance)

Section 6
(Assistance in carrying out functions under sections 1 and 4)

Section 9
(Assessment of needs for adoption support services)

Section 10
(Provision of services)

Section 11
(Urgent provision)

Section 12
(Power to provide payment to person entitled to adoption support service)

Section 19
(Notice under section 18: local authority's duties)

Section 26
(Looked after children: adoption not proceeding)

Section 45
(Adoption support plans)

Section 47
(Family member's right to require review of plan)

Section 48
(Other cases where authority under duty to review plan)

Section 49
(Reassessment of needs for adoption support services)

Section 51
(Guidance)

Section 71
(Adoption allowance schemes)

Section 80
(Permanence Orders)

Section 90
(Precedence of certain other orders)

Section 99
(Duty of local authority to apply for variation or revocation)

Section 101
(Local authority to give notice of certain matters)

Section 105
(Notification of proposed application for order)

Adult Support and Protection (Scotland) Act 2007

Section 4
(Council's duty to make inquiries.)

Section 5
(Co-operation.)

Section 6
(Duty to consider importance of providing advocacy and other.)

Section 7
(Visits)

Section 8
(Interviews)

Section 9
(Medical examinations)

Section 10
(Examination of records etc)

Section 11
(Assessment Orders.)

Section 14
(Removal orders.)

Section 16
(Right to move adult at risk)

Section 18
(Protection of moved person's property.)

Section 22
(Right to apply for a banning order.)

Section 40
(Urgent cases.)

Section 42
(Adult Protection Committees.)

Section 43
(Membership.)

Children’s Hearings (Scotland) Act 2011

Section 35
(Child assessment orders)

Section 37
(Child protection orders)

Section 42
(Parental responsibilities and rights directions)

Section 44
(Obligations of local authority)

Section 48
(Application for variation or termination)

Section 49
(Notice of application for variation or termination)

Section 60
(Local authority's duty to provide information to Principal Reporter)

Section 131
(Duty of implementation authority to require review)

Section 144
(Implementation of compulsory supervision order: general duties of implementation authority)

Section 145
(Duty where order requires child to reside in certain place)

Section 153
(Secure accommodation)

Section 166
(Review of requirement imposed on local authority)

Section 167
(Appeals to Sheriff Principal: Section 166)

Section 180
(Sharing of information: panel members)

Section 183
(Mutual Assistance)

Section 184
(Enforcement of obligations on health board under Section 183)

Social Care (Self- Directed Support)(Scotland) Act 2013

Section 3
(Support for adult carers.)

Only in relation to assessments carried out under integration functions.

Section 5
(Choice of options: adults.)

Section 6
(Choice of options under section 5: assistances.)

Section 7
(Choice of options: adult carers.)

Section 8
Choice of options: children and family members)

Section 9
(Provision of information about self-directed support.)

Section 11
(Local authority functions.)

Section 12
(Eligibility for direct payment: review.)

Section 13
(Further choice of options on material change of circumstances.)

Only in relation to a choice under section 5 or 7 of the Social Care (Self-directed Support) (Scotland) Act 2013.

Section 16
(Misuse of direct payment: recovery.)

Section 19
(Promotion of options for self-directed support.)

Annex 2

Part 2

Services currently provided by the Local Authority which are to be integrated

Scottish Ministers have set out in guidance that the services set out below must be integrated.

- Social work services for adults and older people
- Services and support for adults with physical disabilities and learning disabilities
- Mental health services
- Drug and alcohol services
- Adult protection and domestic abuse
- Carers support services
- Community care assessment teams
- Support services
- Care home services
- Adult placement services
- Health improvement services
- Aspects of housing support, including aids and adaptations
- Day services
- Local area co-ordination
- Respite provision for adults and young people
- Occupational therapy services
- Re-ablement services, equipment and telecare

In addition Inverclyde Council will delegate:

- Criminal Justice Services
 - Criminal Justice Social Work
 - Prison Based Social Work
 - Unpaid Work
 - MAPP
- Children & Families Social Work Services
 - Child Protection
 - Fieldwork Social Work Services for Children and Families
 - Residential Child Care including Children's Homes
 - Looked After & Accommodated Children

- Adoption & Fostering
 - Kinship Care
 - Services for Children with Additional Needs
 - Throughcare
 - Youth Support / Youth Justice
 - Young Carers
-
- Services for People affected by Homelessness
-
- Advice Services
-
- Strategic & Support Services
 - Health Improvement & Inequalities
 - Quality & Development (including training and practise development, contract monitoring and strategic planning)
 - Business Support

INVERCLYDE INTEGRATION JOINT BOARD

DIRECTION

ISSUED UNDER S26-28 OF THE PUBLIC BODIES (JOINT WORKING)
(SCOTLAND) ACT 2014

THE INVERCLYDE COUNCIL is hereby directed to deliver for the Inverclyde Integration Joint Board (the IJB), the services noted below in pursuance of the functions noted below and within the associated budget noted below.

Services will be provided in line with the IJB's Strategic Plan and existing operational arrangements pending future directions from the IJB.

Services: All services listed in Annex 2, Part 2 of the Inverclyde Health and Social Care Partnership Integration Scheme.

Functions: All functions listed in Annex 2, Part 1 of the Inverclyde Health and Social Care Partnership Integration Scheme.

Associated Budget:

SUBJECTIVE ANALYSIS	Budget 2016/17 £000
SOCIAL WORK	
Employee Costs	25,865
Property costs	1,170
Supplies and Services	729
Transport and Plant	380
Administration Costs	659
Payments to Other Bodies	37,459
Income	(14,533)
Contribution to Earmarked Reserves	0
SOCIAL WORK NET EXPENDITURE	51,728

OBJECTIVE ANALYSIS	Budget 2016/17 £000
SOCIAL WORK	
Planning, Health Improvement & Commissioning	1,730
Older Persons	23,243
Learning Disabilities	6,996
Mental Health	1,254
Children & Families	10,691
Physical & Sensory	2,227
Addiction / Substance Misuse	1,040
Business Support	2,180
Assessment & Care Management	1,562
Criminal Justice / Scottish Prison Service	0
Change Fund	0
Homelessness	806
SOCIAL WORK NET EXPENDITURE	51,728

This direction is effective from 16 September 2016.