

# **BRIGHTON & HOVE CITY COUNCIL**

## **JOINT COMMISSIONING BOARD**

**5.00PM – 23 MARCH 2006**

### **COUNCIL CHAMBER HOVE TOWN HALL**

#### **MINUTES**

Present: Brighton & Hove Council Representatives:

Councillors Meadows (Chair), Lepper, Mrs Norman, Older and Williams

Brighton and Hove City Primary Care Trust Representatives:

Jean Spray (Vice-Chair); Judith Corcho, Michael Evans and Janice Robinson

All decisions minuted below were agreed by Brighton & Hove City Council's Adult Social Care and Health Committee, acting as the Council's Committee which forms the Council part of the Joint Commissioning Board.

All decisions minuted below were agreed by the above representatives of the Brighton & Hove City Primary Care Trust Board, acting as a sub-committee of the Trust, which forms the Brighton and Hove City Primary Care Trust part of the Joint Commissioning Board.

#### **PART ONE**

#### **ACTION**

#### **24. PROCEDURAL BUSINESS**

#### **24A Declarations of Substitutes**

24.1 Councillor Lepper substituted for Councillor Pennington.

#### **24B Declarations of Interest**

24.2 Councillor Williams declared a personal but not prejudicial interest in items relating to mental health, as he was the council's representative on the Trustees Board of MIND, the mental health charity. Councillor Older declared a personal but not prejudicial interest in items relating to mental health as she was on the committee of the Alzheimer's Society.

**24C Exclusion of Press and Public**

24.3 The Committee considered whether the press and public should be excluded from the meeting during the consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Section 100A(3) or 100 1 of the Local Government Act 1972.

24.4 **RESOLVED** - That the press and public not be excluded from the meeting during consideration of any items.

**25. MINUTES**

25.1 **RESOLVED** - That the minutes of the meeting held on 18 January 2006 be approved and signed by the Chair.

**26. PUBLIC QUESTIONS**

26.1 **RESOLVED** – There were none.

**27. BUDGET REPORT**

27.1 The Board considered a progress report of the PCT Director of Finance and Performance Management on setting the 2006/07 budget (for copy see minute book)

27.2 Provided the PCT could increase the Transformation Fund by a further £900K for one year only there would be a balanced commissioning budget. In 2006/07, there was a need to restate this budget once confirmed, reflecting the outcome of “Shaping the Future”. This required the budget to show the establishment of the Sussex Partnership Trust and that some services will be provided by the City Council.

27.3 Contributions from Health and Adult Social Care formed the pooled budget. For 2006/07 it was proposed that the City Council again hold the pooled budget for Learning Disabilities and the Integrated Equipment Store (integrated provision budget only) with the PCT holding the budget for all other services as previously.

27.4 **RESOLVED** – (1) That the report setting the Budget for 2005/6, be received and that the action being taken to ensure that a balanced budget can be set, be noted.

(2) That it be noted that if the PCT due to the application of the Operating Framework 2006/07, is unable to increase the Transformation Fund in 2006/07, a future meeting of the Board will need to consider the actions then required to remain within the funding available. It is hoped that this will not be necessary.

(3) That the proposal for there to be two pooled commissioning budgets in 2006/07 that together support the services within the Section 31 Commissioning Agreement, be approved.

Michael  
Schofield

(4) That the analysis of the budget over providers be received at the next meeting of the Board.

## **28. COMMISSIONING STRATEGY FOR LEARNING DISABILITIES**

28.1 The Board had before them the final Commissioning Strategy for Learning Disabilities, which had been submitted for information (for copy see minute book).

28.2 The strategy had been amended to include factual information received as part of the consultation process. Meanwhile, key stages of the strategy would be reported back to the Board.

28.3 The point was made that the council was both commissioner and provider. It was therefore important to ensure that adequate and robust performance measures were in place so that it was not seen as a conflict of interest. The Lead Commissioner Learning Disabilities informed the Panel that a strong partnership model was being created in Learning Disabilities.

28.4 The Director of Housing and City Support stressed that he anticipated that the Joint Commissioning Board would continue to be responsible for monitoring performance of the commissioning strategy. He agreed that it was important to monitor performance in an even handed way and would welcome discussion at the Partnership Board on how to convey that message.

28.5 Concern was expressed about difficulties being experienced with the transition from children to adult services. For example, there was a higher level of charging for adult services. The Director of Housing and City Support agreed that there needed to be further improvements in the transition from children to adult services. However, he stressed that there was a legal

requirement to assess people when they became adults. It was important to give people information much earlier and to look at people's situation flexibly.

28.6 **RESOLVED** – That the final Commissioning Strategy for Learning Disabilities, be noted for information.

**29. STRENGTHENING THE COMMISSIONING OF MENTAL HEALTH, LEARNING DISABILITY AND SUBSTANCE MISUSE SERVICES IN SUSSEX**

29.1 The Board considered a report of Lead Commissioner for Mental Health which reported on work being undertaken on a Sussex wide basis to strengthen the commissioning process (for copy see minute book). A draft paper produced by the Sussex wide Strengthening Commissioning Group was attached as an appendix.

29.2 **RESOLVED** – That the draft paper produced by the Sussex wide Strengthening Commissioning Group, be noted.

**30. SHAPING THE FUTURE – SECTION 31 AGREEMENTS**

30.1 The Board considered a report of the Director of Strategy and Governance seeking authority to enter into Section 31 Agreements with the PCT, South Downs and the new Sussex Partnership Trust to enable a continuation of services after 31 March (see minute book). It was pointed out that the words "in respect of Learning Disability Services" which were left out by mistake should be added to the end of the first sentence in paragraph 3.21 and this was agreed. It was further reported that paragraph 3.2 (e) should refer to Working Age Mental Health Services and *Substance Misuse*.

30.2 Certain health functions currently discharged by South Downs Health NHS Trust would be transferred to the newly created Sussex Partnership Trust with effect from 1 April 2006.

30.3 The only change to the commissioning arrangements was that the Council, rather than the PCT, would be the lead commissioner and the pooled budget holder in relation to Learning Disability Services. It was therefore proposed to amend the existing Section 31 Agreement to reflect this and make other consequential changes to reflect the creation of the Sussex Partnership NHS Trust.

30.4 The existing Section 31 agreement for integrated services provision was with South Downs. As there would be changes to the provider roles, the existing agreement needed to be revised to a) make the SPT a party to the agreement and b) to reflect the new configuration in relation to individual services.

30.5 **RESOLVED** (1) That the proposals set out in paragraphs 3.2 and 3.3 be agreed.

Abraham  
Ghebre-  
Ghirorghis

(2) That the Director of Housing and City Support and Acting Chief Executive of the Primary Care Trust be authorised to take all steps necessary or incidental to the implementation of the proposals.

(3) That the Head of Law be authorised to effect a variation of the existing S.31 Agreements or enter into new agreements, as necessary, to implement the proposals.

(4) That it be noted that a further report on the governance arrangements will be submitted to Members at a later stage.

### **31. DEVELOPMENT OF WESTBOURNE HOSPITAL SITE - 11 HAWKHURST ROAD**

31.1 The Board considered a report of the Director of Housing and City Support concerning the stakeholder consultation undertaken regarding the proposed development of the Westbourne Hospital site with specific reference to 11 Hawkhurst Road (see minute book).

31.2 **RESOLVED** – (1) That the results of stakeholder consultation in respect of Pioneer House and the Westbourne Hospital site be noted.

(2) That it be noted that the Policy & Resources Committee Meeting on 25<sup>th</sup> January 2006 approved, in principle, the transfer of 11 Hawkhurst Road to Downland Housing Association, subject to the Adult Social Care Sub-Committee and the Joint Commissioning Board approving the proposal following completion of stakeholder consultation.

Sarah Ford

(3) That the transfer of 11 Hawkhurst Road to Downland

Housing Association as part of the Westbourne development project be approved.

The meeting concluded at 5.46 p.m.

Signed

Chair

Dated this

day of

2006