
To: Renfrewshire Integration Joint Board

On: 20 March 2020

Report by: Head of Administration

Heading: Directions

1. Purpose

- 1.1. The purpose of this report is to outline the requirements that the Public Bodies (Joint Working) (Scotland) Act 2014 places on Renfrewshire Integration Joint Board (IJB) to make directions to Renfrewshire Council and NHS Greater Glasgow & Clyde Health Board, and to propose a standardised format for Renfrewshire IJB's directions to both delivery bodies.
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2. Recommendation

It is recommended that the IJB:

- Note the requirements of the Public Bodies (Joint Working) (Scotland) Act 2014 for Renfrewshire Integration Joint Board (IJB) to issue Directions, in writing, to the Council and/or the Health Board;
 - Note the new statutory guidance published by the Scottish Government, <https://www.gov.scot/publications/statutory-guidance-directions-integration-authorities-health-boards-local-authorities/>; and
 - Review and approve the draft template for directions from Renfrewshire IJB to the Council and the Health Board as outlined in Appendix 1;
 - Approve the format of the IJB reports to identify the Direction issued to either the Council and/or Health Board as outlined in Appendix 2.
 - Agrees to establish a central register for Directions from 26 June 2020, to be maintained by the Head of Administration.
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3. Background

- 3.1 The Integration Scheme sets out the requirements for the IJB, the Council and Health Board to work collaboratively to achieve the agreed

aims and outcomes detailed in the Scheme and the legislative framework.

- 3.2 The Scottish Government has recently published statutory guidance for IJBs with regard to Directions
<https://www.gov.scot/publications/statutory-guidance-directions-integration-authorities-health-boards-local-authorities/>
- 3.3 The IJB is required by law to issue Directions to the Council and Health Board to deliver services in accordance with the Strategic Plan. Renfrewshire IJB approved the current Strategic Plan in March 2019, for the period 2019-22.
- 3.4 The IJB is required to issue Directions, in writing, in accordance with legislative requirements and in keeping with the good governance principles of openness and transparency and which support service redesign to meet the changing needs of the community across Renfrewshire.
- 3.5 Directions may impose obligations on the Council, Health Board, or both, in respect of matters delegated by the Integration Scheme. Each delegated function and the associated net budget required to deliver the service plan should be detailed in the written Direction.
- 3.6 The IJB is asked to consider both the legislative requirements and the format for issuing Directions to ensure transformational change in the way services are delivered against a background of budgetary constraints.
- 3.7 Integration Authorities across Scotland require a mechanism to action their Strategic Plans. This mechanism takes the form of legally binding Directions from the IJB to one or both of the parties. Sections 26 to 28 of the 2014 Act lay out the legislative framework within which Directions are made.

Legislative Requirements

- 3.8 Directions must set out how each integration health and social care function is to be exercised and the budget associated with that function.
- 3.9 Directions must be in writing. Directions may also vary or revoke other Directions previously issued to the Council, Health Board, or both.
- 3.10 Section 27(4) of the 2014 Act prescribes that the Council and Health Board must comply with any Directions from the IJB. There is no provision by which the Council or Health Board can appeal, ignore, amend or veto any Direction issued by the IJB.

- 3.11 Where the IJB Directs both the Council and Health Board to carry out a function, it may direct that that function is carried out:
- wholly and jointly by the Council and Health Board;
 - with specific aspects of the Direction carried out by one or other of the Council or Health Board, as specified in the Direction;
 - with specific Direction as to what both the Council and Health Board must do in relation to carrying out that function.
- 3.12 Directions from the IJB may also prescribe the manner in which the function is to be carried out, to what level of specificity the IJB sees fit. The exercise of each function can be described in terms of delivery of services, achievement of outcomes and reference to the Strategic Plan.

Format of Directions

- 3.13 No template or model for Directions has been provided by the Scottish Government. The format of Directions is therefore a matter for local determination by the IJB subject to the legislative requirements detailed in Section 3 above. As such IJB members should not that future reports will be in the new format. See Appendix 2.
- 3.14 A template for Directions by the IJB is appended to this report at Appendix 1. Completion of the template will ensure that Directions from the IJB comply with the statutory requirements of the 2014 Act.
- 3.15 A log will be recorded as of 26 June 2020 meeting of all papers submitted to the IJB. This will also include the establishment of a central register for Directions that will be updated and maintained by the Head of Administration.

Implications of the Report

- 1. Financial** – The IJB have statutory responsibility for the delivery of transformational service delivery within budget allocations. The IJB must address the continuing budget shortfall through service redesign/changes which are articulated in the Strategic Plan and in the Directions. Failure to achieve budget targets will require a Recovery Plan as set out in the Integration Scheme.
- 2. HR & Organisational Development** – None
- 3. Community Planning** – None.
- 4. Legal** – The Public Bodies (Joint Working) (Scotland) 2014 Act requires the IJB to issue Directions in writing. Directions must set out how each integration health and social care function is to be exercised and the budget associated with that function

5. **Property/Assets** – None.
6. **Information Technology** – None
7. **Equality & Human Rights** – The Strategic Plan acknowledges that some individuals, or groups of individuals, may face difficulties in accessing services and the Plan identifies some additional supports to address this issue. Directions issued by the IJB are likely to be instrumental in improving access to services.
8. **Health & Safety** – None.
9. **Procurement** – None.
10. **Risk** – The Strategic Plan and the IJB's Risk Register identify risk factors which have an impact on a range of governance, financial, capacity and partnership issues. Directions from the IJB forms part of the ongoing risk mitigation and management process.
11. **Privacy Impact** – None.
12. **Implications for Glasgow City Council:** The Council must comply with a Direction from the Integration Joint Board.
13. **Implications for NHS Greater Glasgow & Clyde:** The Health Board must comply with a Direction from the Integration Joint Board.

List of Background Papers: None

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Template for Directions from Renfrewshire Integration Joint Board

Direction from the Integration Joint Board		
1.	Reference Number	IJB date/paper number/unique ref for decision
2.	Date Direction issued by IJB	Date of IJB meeting
3.	Date from which Direction takes effect	Cannot pre-date meeting where the direction is made
4.	Direction to:	Renfrewshire Council only; NHS Greater Glasgow & Clyde Health Board only; Renfrewshire Council and NHS Greater Glasgow & Clyde Health Board
5.	Does the Direction supersede, amend or cancel a previous Direction – if yes include IJB reference number	No/Yes (and include reference number)
6.	Functions covered by the Direction	List all the functions subject to Direction e.g. occupational health, Residential care for older people, physiotherapy services
7.	Full text of Direction	Outline clearly what the IJB is Directing the Council, NHS Greater Glasgow and Clyde, or both, to do. The level of specificity is a matter of judgement to be determined by the IJB in relation to each Direction
8.	Budget allocated by IJB to carry out Direction.	State the net financial resources allocated to enable the Council, NHS Greater Glasgow and Clyde, or both, to carry out the Direction. Where the Direction relates to multiple functions or care groups, the financial allocations need to be specified/listed. The Direction will specify any savings to be made.
9.	Outcomes	Details of what the Direction is intended to achieve referencing the Joint Strategic commissioning Plan and the National Health and Wellbeing Outcomes
10.	Performance monitoring arrangements	Specify the performance management arrangements

11.	Date of review of Direction	Identify date not more than 1 year in the future
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To: Renfrewshire Integration Joint Board

Date: 20 March 2020

Report by: Chief Officer

Report Title: Non-Financial Governance Arrangements

Reference No: RIJB-01-3/20

Direction Required to Health Board, Council or Both	Direction to:	
	1. No Direction Required	X
	2. NHS Greater Glasgow & Clyde	
	3. Renfrewshire Council	
	4. NHS Greater Glasgow & Clyde and Renfrewshire Council	

1. Summary

1.1. The purpose of this report is to

2. Recommendation

It is recommended that the IJB:

Implications of the Report

1. **Financial –.** Directions must include the budget allocation made available to the Council or Health Board to deliver the relevant function(s).
2. **HR & Organisational Development**
3. **Community Planning**
4. **Legal**
5. **Property/Assets**
6. **Information Technology**
7. **Equality and Human Rights**
8. **Procurement Implications**
9. **Health & Safety**
10. **Privacy Impact**
11. **Risk**
12. **Implications for Glasgow City Council**
13. **Implications for NHS Greater Glasgow & Clyde**

List of Background Papers – None.

Author:

Any enquiries regarding this paper should be directed to xxx, Head of xx (email address / contact number)
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EXAMPLE