

HEALTH AND WELLBEING BOARD COMMISSIONING SUB-COMMITTEE
8 MARCH 2017

	Report for Resolution
Title:	Child and Adolescent Mental Health Services (CAMHS) Tier 2 Section 75 Agreement
Lead officer(s):	Katy Ball: Director of Procurement and Commissioning Helen Blackman: Director of Children's Integrated Services
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Brief summary:	<p>The Nottingham Tier 2 CAMHS has been managed by Nottingham City Council for a number of years. The funding for this service has been from mainstream Nottingham City Council (NCC) funding and Nottingham City Clinical Commissioning Group (CCG). The service is fully integrated and has performed well over many years.</p> <p>As part of discussions about the future funding of this service and with integration of other children's services in mind, the CCG and NCC have been considering options for a future model. It has been decided to fund this service through a Section 75 Agreement until the wider integration is completed.</p> <p>The Section 75 Agreement should provide a robust framework for managing the service including performance management.</p>
Is any of the report exempt from publication? <i>If yes, include reason</i>	No

Recommendation to the Health and Wellbeing Board Commissioning Sub-Committee:

The Health and Wellbeing Board Commissioning Sub-Committee is asked to:

- a) note the decisions made by the Nottingham City Council Commissioning and Procurement Sub-Committee on 15 February 2017, which were to:
 1. Approve the development of a Section 75 Agreement with Nottingham City CCG for the commissioning of Tier 2 Children and Adolescent Mental Health Services (CAMHS) from 1 April 2017, at a cost not exceeding the current expenditure on this service;
 2. Approve the budget to support the Section 75 Agreement and the scope of the service included as set out in Exempt Appendix 1. If the future value for the Section 75 Agreement changes to being above the current indicative value, a separate report will be presented for approval;
 3. Approve the Governance arrangements for the oversight and management of the Section 75 Agreement to be via the Health and Wellbeing Board Commissioning Sub

Committee;

4. Delegate authority to the Director of Commissioning and Procurement in consultation with the Director of Children's Integrated Services to agree the final value for the Section 75 Agreement for Tier 2 CAMHS as listed in Exempt Appendix 1, providing this does not exceed the current expenditure on this service; and

5. Delegate authority to the Head of Contracting and Procurement to sign the Section 75 Agreement, following approval by the Director of Procurement and Commissioning and the Director of Children's Integrated Services

- b) agree to undertaking the management and oversight of the Section 75 Agreement for Tier 2 Child and Adolescent Mental Health Services (CAMHS), subject to approval by the Health and Wellbeing Board.

Contribution to Joint Health and Wellbeing Strategy:	
Health and Wellbeing Strategy aims and outcomes	Summary of contribution to the Strategy
Aim: To increase healthy life expectancy in Nottingham and make us one of the healthiest big cities	Outcome 2 Tier 2 CAMHS supports our Strategy by providing support to children and young people with mental health needs.
Aim: To reduce inequalities in health by targeting the neighbourhoods with the lowest levels of healthy life expectancy	
Outcome 1: Children and adults in Nottingham adopt and maintain healthy lifestyles	
Outcome 2: Children and adults in Nottingham will have positive mental wellbeing and those with long-term mental health problems will have good physical health	
Outcome 3: There will be a healthy culture in Nottingham in which citizens are supported and empowered to live healthy lives and manage ill health well	
Outcome 4: Nottingham's environment will be sustainable – supporting and enabling its citizens to have good health and wellbeing	
How mental health and wellbeing is being championed in line with the Health and Wellbeing Board's aspiration to give equal value to mental and physical health	
The 'Future in Mind' strategy sets out the vision for children and young people's mental health across the country and recommends the development of Local Transformation Plans for every area detailing how localities will work towards the vision. The Tier 2 CAMH Service supports our local plan by providing support to children and young people with mental health needs.	
Reason for the decision:	In February 2017 the Nottingham City Council Commissioning and Procurement Sub Committee agreed arrangements for development of a Section 75 Agreement with Nottingham City Clinical

	<p>Commissioning Group for Child and Adolescent Mental Health Services. This included a proposal that oversight and management of the Section 75 Agreement is undertaken by the Health and Wellbeing Board Commissioning Sub Committee. The reason for the report is to inform the Sub Committee of this.</p> <p>The Sub Committee is being asked to take on the role in order to provide robust, cross-organisational oversight of the Section 75 Agreement.</p>
Total value of the decision:	Nil
Financial implications and comments:	<p>For information:</p> <p>The annual budget for 2016/17 is £1,304,322. 56% is funded by the Nottingham City Council (£728,322) and 44% by Nottingham City CCG (£576,000). From 2017/18, there will be uplift from the CCG of a further £150,000, bringing the contributions of each organisation more in line with each other.</p> <p>A 'Section 75 agreement' is an established arrangement with regard to pooled budget commissioning arrangements. It gives powers to local authorities and clinical commissioning groups to establish and maintain pooled funds from which payment may be made towards expenditure incurred in the exercise of prescribed local authority and NHS functions.</p> <p>The Section 75 will need to include robust governance and risk share arrangements. In particular any agreements in relation to the treatment of any over or under spends, including the risks associated with inflation / efficiency savings targets that may result in net deflator targets to contract values.</p> <p>Consideration will also need to be given to the additional 'in year' reporting requirements of both financial and non-financial information.</p> <p>Financial information will be consolidated, resulting in an additional memorandum to the accounts - CCG deadline is usually early April. Discussion with the audit team is recommended prior to proceeding with any agreement to ensure there is an efficient</p>

	<p>arrangement in place in order to sign off the accounts.</p> <p>The host will be responsible for ensuring the VAT arrangements are compliant for both the local authority and CCG. Discussions with the VAT specialists will be required once development is completed.</p> <p>Further advice to be provided once the Section 75 has been developed.</p>
Procurement implications and comments (including where relevant social value implications):	<p>There are no procurement implications as the Section 75 Agreement relates to a joint budget to continue existing services.</p> <p>The Section 75 Agreement is an essential service to improve children and young people's emotional health. However the possibility for creating additional social value (for example generating employment and training opportunities) will be considered as part of the development of the Tier 2 Service.</p>
Other implications and comments, including legal, risk management, crime and disorder:	<p>None</p>
Equalities implications and comments: <i>(has an Equality Impact Assessment been completed? If not, why?)</i>	<p>An EIA is not required because there are no new services being delivered or changes in policy.</p>
Published documents referred to in the report: <i>e.g. legislation, statutory guidance, previous Sub Committee reports and minutes</i>	<p>Future In Mind (2015) Department of Health</p> <p>Report to and minutes of the Nottingham City Council Commissioning and Procurement Sub Committee meeting held on 15 February 2017</p>
Background papers relied upon in writing the report: <i>Documents which disclose important facts or matters on which the decision has been based and have been relied on to a material extent in preparing the decision. This does not include any published works e.g. previous Board reports or any exempt documents</i>	<p>None</p>
Other options considered and rejected:	<p>No other options were considered as the Section 75 Agreement will be jointly owned and jointly funded by the CCG and NCC, it was deemed appropriate that the oversight of the Agreement should be through the Health and Wellbeing Board Commissioning Sub Committee along with other jointly funded programmes.</p>