

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

Reference Number:

1848

Author:

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Department:

Children and Families

Contact:

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Subject:

Specialist Public Health for Nottingham City Clinical Commissioning Group to support commissioning of secondary care NHS services

Total Value:

£0.120m (Type: Revenue)

Decision Being Taken:

1) Delegate authority to the Director of Public Health to enter into a memorandum of understanding between the Council and CCG. This will set out the Council's responsibilities, under the Health and Care Act, to provide professional expertise and support to the CCG in the 'prevention, diagnosis or treatment of illness and the protection or improvement of public health'. 2) Transfer an annual payment of up to £40,000 to Nottingham City CCG to enable it to procure specialist technical support and advice over a 3 year period. This is to facilitate Nottingham City Council's delivery of the requirements of the memorandum of understanding.

3) To approve the spend associated with this work, which is agreed until March 2017.

4) Approval to dispense with Contract Procedure Rule 5.1.2 in accordance with Financial Regulation 3.29 (Operational Issues) to allow for the transfer of funding to the CCG to enable the procurement of technical support and advice.

**Reasons for the Decision(s)**

**Nottingham CCG has specific needs for Public Health input to areas around healthcare commissioning. These areas are:**

- 1) Assessment and development of approaches to prioritise the overall CCG budget for secondary services, including procedures of low clinical value, against the levels of need in the population.**
- 2) Support work on addressing clinical variation and avoidable admissions. Developing an understanding of types of admissions, using a clinical coding system, and analysis of what clinical interventions different codes would have had previously.**
- 3) Support the CCG in developing evidenced based care pathways, service redesign, service specifications, and quality indicators to improve patient outcomes and leading programmes of change as required.**

**The type and degree of skill required for analysis and clinical collaboration is not currently available within the Nottingham City Council Public Health team. These requirements are essential to complete the work identified by the CCG for some specific areas of work. The skills and experience needed for these tasks are very specific and require a high degree of technical skill that is not present in the public health team. Additionally, there is no capacity to take on this work within the existing resource. The CCG is able to source this work through a company with a high level of experience in this field.**

**It is not anticipated that there is a permanent requirement for the work; therefore this option was considered to deliver on the need but also provide a greater level of flexibility. It is proposed that the requirement for this work is reviewed at least every three months and for the Director of Public Health to be able to terminate the agreement if and when these services are no longer needed.**

**Other Options Considered:**

- 1. To deliver this work within the Public Health team. This option was rejected, as there is no capacity to take on this work within the existing resource.**
- 2. Not to transfer resource to the CCG to support this function. This option was rejected as the Council is mandated to provide this function as part of the Health and Care Act.**

**Background Papers:**

**Published Works:**

**Affected Wards:**

**Citywide**

**Colleague / Councillor Interests:**

<b>Dispensation from Financial Regulations:</b>	<b>Yes</b>
<b>Consultations:</b>	<b>Those not consulted are not directly affected by the decision.</b>
<b>Crime and Disorder Implications:</b>	<b>N/A</b>
<b>Equality:</b>	<b>EIA not required. Reasons: No impact on any group of citizens</b>
<b>Regard for NHS Constitution:</b>	<b>Local authorities have a statutory duty to have regard to the NHS Constitution when exercising their public health functions under the NHS Act 2006. In making this decision relating to public health functions, we have properly considered the NHS Constitution where applicable and have taken into account how it can be applied in order to commission services to improve the health of the local community.</b>
<b>Decision Type:</b>	<b>Portfolio Holder</b>
<b>Subject to Call In:</b>	<b>Yes</b>
<b>Call In Expiry date:</b>	<b>17/02/2015</b>
<b>Advice Sought:</b>	<b>Legal, Finance, Procurement</b>
<b>Legal Advice:</b>	<b>This report does not raise significant legal issues. It is understood from discussions with the report author that the MOU is a mechanism through which the City Council and the CCG agree amongst other issues how the City will work with the CCG to meet the City Council's public health duties. The new MOU replaces the MOU which expires in April 2014. The MOU does not contain specific financial values for particular activities but instead describes how resources will be provided by the City Council to the CCG. The Legal Services team can assist as required with the preparation of the MOU. Advice provided by Andrew James (Team Leader Contracts and Commercial) on 20/01/2015.</b>
<b>Finance Advice:</b>	<b>The funding for this decision is available as there are vacant posts within the service area that will not be filled. These posts are not subject to any current savings proposals or restructure. Advice provided by Dee Fretwell (Finance Analyst) on 11/12/2014.</b>

**Procurement Advice:**

**There are no Procurement concerns in relation to transferring this funding to the Nottingham City Clinical Commissioning Group (CCG) for the purpose detailed, in order to facilitate Nottingham City Council's delivery of the requirements of the Memorandum of Understanding, which sets out the Council's mandatory Public Health (PH) responsibility to support the CCG.**

**I would advise that the CCG ensure that they follow due procurement process to secure the contract to deliver the service.**

**Advice provided by Nicola Harrison (Lead Procurement Officer) 19/1/15**

**Advice provided by Nicola Harrison (Procurement Lead Officer) on 20/01/2015.**

**Signatures**

<b>Alex Norris (PH Adults, Commissioning and Health)</b>
<b>SIGNED and Dated: 10/02/2015</b>
<b>Chris Kenny (Director of Public Health)</b>
<b>SIGNED and Dated: 06/02/2015</b>
<b>Theresa Channell (Head of Corporate and Strategic Finance) - Dispensation from Financial Regulations</b>
<b>SIGNED and Dated: 02/02/2015</b>
<b>Chief Financial Officer's Comments:</b>