

# Public Bodies (Joint Working) Act

## Health & Social Care

### Integration Regulations – Set 1

#### Introduction

The Public Bodies (Joint Working) Act has been passed and the Scottish Government is consulting over regulations that implement health and care integration. The main provisions of the Act and UNISON's position is set out in [Briefing 47](#).

This briefing covers the first set of six draft [regulations](#) with a consultation period Monday 12 May 2014 – Friday 1 August 2014. A further set of draft Regulations will be published on 27 May.

#### Prescribed information to be included in the Integration Scheme

An Integration Scheme has to be prepared in respect of each Local Authority area, by the Local Authority and the relevant Health Board. It sets out the agreed model of integration and the key agreements, processes and procedures that will be put in place.

This draft regulation sets out what should be included in each Integration Scheme including arrangements for ; governance, financial, workforce matters and public engagement. There must be a workforce development plan and detail any staff transfer.

#### Prescribed functions that must be delegated by Local Authorities

The schedule to the Act outlined the range of functions that councils must delegate including;

- Social work services for adults, older people, adult physical and learning disabilities
- Mental health services; Drug and alcohol services;
- Community care assessment teams and carer support
- Care home services; Day services and respite provision
- Housing support services, aids and adaptations;
- Occupational therapy services and Re-ablement services

The regulations set this out in more detail including the legislative duties that are to be delegated.

#### Functions that must or may be delegated by Health Boards

A Health Board must delegate all of its adult primary and community health services, along with a proportion of hospital sector provision, to support whole system re-design in favour of preventative and anticipatory care in communities. All services already within the scope of CHP arrangements must be delegated to Integration Authorities.

The regulations include a detailed list of services including some hospital provision, intended to capture unscheduled admissions to favour preventative and anticipatory care. However, it is anticipated that the operational management of a hospital will remain with the health board.

#### KEY POINTS:

- **These regulations implement the Scottish Government's plans for health and social care integration**
- **They prescribe what information must be in an integration scheme.**
- **The functions that must be delegated by councils and health boards**
- **Nine national outcomes to be achieved.**
- **Definition of health and social care professionals**



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NHS services set out in the regulations include: unplanned in-patients, outpatients in A&E not requiring hospital admission, care of older people, district nursing, health visiting, addiction services, allied health professionals, community mental health and learning disability teams.

## **NATIONAL HEALTH AND WELLBEING OUTCOMES FOR PUBLIC BODIES**

An outcomes based approach is intended to encourage a focus on the difference that services make and not just on the inputs or processes. The national outcomes for health and wellbeing aim to strike a balance between national prescription and local flexibility. There are nine proposed outcomes in the regulations :

Outcome 1: People are able to look after and improve their own health and wellbeing and live in good health for longer.

Outcome 2: People, including those with disabilities, long term conditions, or who are frail, are able to live, as far as reasonably practicable, independently and at home or in a homely setting in their community.

Outcome 3. People who use health and social care services have positive experiences of those services, and have their dignity respected.

Outcome 4. Health and social care services are centred on helping to maintain or improve the quality of life of service users.

Outcome 5. Health and social care services contribute to reducing health inequalities.

Outcome 6. People who provide unpaid care are supported to reduce the potential impact of their caring role on their own health and well-being.

Outcome 7. People who use health and social care services are safe from harm.

Outcome 8. People who work in health and social care services are supported to continuously improve the information, support, care and treatment they provide and feel engaged with the work they do.

Outcome 9. Resources are used effectively in the provision of health and social care services, without waste.

## **THE TERMS HEALTH AND SOCIAL CARE PROFESSIONALS**

The Act contains the phrases 'health professionals' and 'social care professionals'. These Regulations describes what is meant by these terms, and to whom they refer. In the main, the regulations list the regulated professions, nurses, OT's, social workers etc. However, it includes a catch all "Other Social Care Professionals who are not regulated by the Scottish Social Services Council but provide care or support to users of social care services."

## **FUNCTIONS CONFERRED ON A LOCAL AUTHORITY OFFICER**

This regulation prescribes a number of functions relating to the Adult Support and Protection (Scotland) Act 2007, that must be delegated.

### **Action for Branches**

Branches should familiarise themselves with the detail of the regulations as they set out in some detail the members who will be in scope of the new integration bodies. Other services may be added to these functions by agreement between the local authority and health board. For example, we understand that around half of integration boards are planning to include childrens services.

Most health and local authority branches will have held initial meetings to discuss this issue and agreed a process for ongoing engagement.

Please forward any comments on the draft regulations to Dave Watson  
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## **Further information**

### **Draft regulations**

<http://www.scotland.gov.uk/Publications/2014/05/5284>

### **Bill and supporting papers**

<http://www.scottish.parliament.uk/parliamentarybusiness/Bills/63845.aspx>

### **Policy Statements**

<http://www.scottish.parliament.uk/parliamentarybusiness/CurrentCommittees/65592.aspx>

### **Scottish Govt**

<http://www.scotland.gov.uk/Topics/Health/Policy/Adult-Health/SocialCare-Integration>

### **UNISON Briefing 47**

[http://www.unison-scotland.org.uk/briefings/b047\\_PublicbodiesBill\\_Feb2014.pdf](http://www.unison-scotland.org.uk/briefings/b047_PublicbodiesBill_Feb2014.pdf)



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