



DERBY CITY COUNCIL

COUNCIL CABINET
28 September 2010

Report of the Strategic Director for Children and
Young People

ITEM 11

Transforming Community Services – Universal Children’s Services Organisational Form

SUMMARY

- 1.1 This report outlines information on the proposal to transfer universal children’s services currently provided by NHS Derby City to the Derby Children and Young People Directorate (CYPD) under the Director of Children’s Services.
- 1.2 The status of this report is a reflection of the intention of NHS Derby City to progress the option outlined in paragraph 4.10.

RECOMMENDATION

- 2.1 That the proposals are supported in principle by Derby City Council for NHS Derby City to progress the dialogue and business case with the Strategic Health Authority and Department of Health.
- 2.2 The transfer of universal children’s services: health visiting, school nursing and community therapy services to the Local Authority under the Director of Children’s Services. This will be subject to NHS Derby City in partnership with Derby City Council fulfilling all appropriate business case requirements, securing governance and accountability, risk and financial assessments.

REASONS FOR RECOMMENDATION

- 3.1 There would be significant benefits for children and families in Derby and indeed fulfils the PCTs Statutory duty in respect of sections 20 and 22 of Statutory Functions namely:

Section 20. Power to make payments to local authorities and voluntary organisations towards expenditure on community services (sections 256 and 257)

Section 22. Duties in relation to child care and child welfare –

- a) duty to co-operate with local authorities and other to improve wellbeing of children (section 10 of the Children Act 2004)
- b) duty to make arrangements to ensure that PCT functions are discharged having regard to the need to safeguard and promote the welfare of children (section 11 of the Children Act 2004)
- c) duty to work with local authority in connection with the authority’s arrangements for improving well-being etc of young children (section 4 of the Childcare Act 2006).

The main benefits could be summarised as:

- integrated working across health and social services maximising skills and communication between professionals and resulting in improved outcomes for children
- more co-ordinated care for children and their families with a single assessment process leading to reduced duplication, streamlined provision and improved child/parent experience
- more efficient use of resources for both health and social care avoiding duplication in management structures
- more effective use of the infrastructure
- closer working on shared agendas such as safeguarding and public health including immunisation, smoking cessation, childhood obesity, etc.

SUPPORTING INFORMATION

- 4.1 Transforming Community Services (TCS) is a change programme for the delivery of community health services, which includes a number of initiatives designed to help staff provide high quality evidence-based care, and achieve positive outcomes for the community they serve.
- 4.2 Under TCS, every Primary Care Trust in England will cease to be a direct provider of community services such as district nursing and health visiting.
- 4.3 NHS Derby City (PCT) has developed a complete range of service specifications which detail the current service provision as part of the community contract. The PCT has also undertaken a prioritisation process to determine the areas of community services which will be the focus of the developmental work on pathways. Work is currently underway to implement transformational change on a number of pathways including alcohol dependency, diabetes, intermediate care and stroke rehabilitation.
- 4.4 Since April 2009, Primary Care Trusts (PCTs) have been required to have separate commissioning and provider arms, with the commissioning arm having a contractual relationship with their provider arm. The NHS Operating Framework 2010/11 made it clear that PCTs must agree with Strategic Health Authorities' proposals for the future organisational structure of all PCT-provided community services. The revision to the Operating framework, published in June 2010, re-iterated that this transfer must be complete by April 2011 and has added further criteria, including the requirement that proposals should be tested with GP commissioners and local authorities and that they should be consistent with the forthcoming strategies on public health and children's services.
- 4.5 This is an ambitious proposal and not without risks, particularly when there is a very short timescale and when there is major restructuring in services across the NHS and Local Authority.

- 4.6 The proposal was approved by NHS Derby City Trust Board on 5 August 2010 and the board expects to receive the business case for consideration on 2 September 2010. East Midlands Strategic Health Authority must endorse the PCT Trust Board decision before submission to the DH.
- 4.7 The timetable for completion of the process is as follows:
- | | |
|--|-------------------|
| Approval of business case | 30 September 2010 |
| Cooperation and competition panel assessment | Sept - Dec 2010 |
| Due diligence processes | Jan - Feb 2011 |
| TUPE processes | Jan - March 2011 |
| Transfer of staff | 31 March 2011 |
- 4.8 If the transfer of universal children's services: health visiting, school nursing and community therapy services to the Local Authority under the Director of Children's Services is the agreed option having completed the above assurance and approval process then future governance options need to be further developed to align with the new structures across the Council and reorganisation of Derby City Partnership.
- 4.9 Alongside the governance structures there must be clear commissioning arrangements established which include schools and take account of the new activities to be undertaken by the Council as they develop for example the integration of Public Health into the Local Authority and future commissioning of children's services.
- 4.10 There is a two-stage process for the integration of the services:
- Stage 1:
- Universal children's services will transfer as a single service on the NHS Community Contract. (The standard Contract Term for this contract is three years with up to two one-year extensions) with a ring-fenced budget and be managed by a clinician who will have the professional lead and be accountable for NHS Clinical staff.
- 4.11 Stage 2:
- With the move in 2013 to GP Commissioning and the abolition of PCTs we are still unclear as to the future commissioning arrangements and therefore we will await further guidance as to where the statutory responsibility lies, which will in turn affect the service, provision models in the future.

OTHER OPTIONS CONSIDERED

- 5.1 To integrate these services into the Royal Derby Hospital NHS Foundation Trust.
- 5.2 To integrate these services with Derbyshire Mental Health Services NHS Trust.
- 5.3 To integrate with Derbyshire Community Health Services.

5.4 To formally tender these services out to the market.

All the above options are subject to Co-operation and Competition Panel and Department of Health approval.

For more information contact:	Name Rita Silvester, Acting Strategic Director Children and Young
Background papers:	People's Services e-mail rita.silvester@derby.gov.uk
List of appendices:	None
	Appendix 1 – Implications
	Appendix 2 – List of services

IMPLICATIONS

Financial

- 1.1 The current contract value for direct service provision is circa £7.5m. This incorporates staff and employee costs including non pay for example travel. Cost improvements are expected to be made in an appropriate manner year on year.
- 1.2 Further work has to be undertaken to identify budgets to ensure the service maintains robust governance and information technology systems and the necessary infra structure to operate effectively and efficiently.

Legal

- 2.1 There is a requirement for a clinical lead who has the knowledge, skills and qualifications necessary to help enhance and assure organisational performance and accountability.
- 2.2 There must be clinical risk insurance scheme cover for staff. Currently the PCT services are covered under the NHS Litigation Authority scheme. The LA will not be able to have membership of the scheme in their own right but may be able to benefit through membership of the referring PCT. However, this will not become clear until arrangements are in place for the successor commissioning organisations.

Other non-NHS organisations taking on services from previous NHS providers have obtained their own clinical negligence cover. The PCT would be able to provide a past history of claims if this is required to obtain quotes. It should be noted that as no inpatient care is provided, the risk is considered to be low and consequently the premium is low.

- 2.3 The PCT will commission a legal firm to prepare a transfer document to set out the terms of the transfer. This document will include the TUPE regulations for transfer of staff and due diligence requirements.

Personnel

- 3.1 There are approximately 250 staff (185 wte) to transfer if this proposal is agreed. However, this is not the entire community health children's workforce as there is a proposal to transfer specialist paediatrics to a separate organisation

- 3.2 There is a short timescale for this to be completed and the transfer will require management input from both organisations.

The PCT intends to establish the following work streams: HR, Operations, Governance and Finance. Individuals will need to be identified with a lead in each of these areas in order to progress the issues that may arise during the transfer. An overall commissioning manager will also need to be identified to manage the process.

- 3.3 Weekly information sharing and consultation has taken place throughout July and August with staff currently employed by NHS Derby City in those services that will be transferring to other organisations. Although the feedback has been positive staff have expressed concerns and are anxious to understand the detail for their terms and conditions of service, the governance structures and how they will maintain their professional competencies. NHS Derby City has launched a page on its intranet with the frequently asked questions from these sessions and staff are encouraged to contact managers as necessary.

- 3.4 The PCT Provider Clinical Governance support team will transfer with the service and have a key role in embedding the clinical governance and patient safety into the new working arrangements.

Equalities Impact

- 4.1 The specifications for these services state:
- equality impact assessments will be undertaken and documented as part of any service review process and when any change is made to the provision of the service to ensure there is equity of access for all.
 - Staff employed in the services will recognise and respect the religious, cultural and social backgrounds of service users in accordance with legislation and local and national good practice.

These will continue to be monitored by NHS commissioners through the contractual process.

Corporate objectives and priorities for change

- 5.1
- To deliver value for money across all services
 - To continuously improve support services across the council to facilitate the delivery of excellent customer focused services

Community Health Services Derby

Children's Services

Child & Family Teams

Child and Family Health Visiting and School Nursing Teams provide a universal health service to all families, children and young people from antenatal to 18 years of age. The underpinning philosophy of Child and Family Teams is to work in partnership with all agencies, individuals, families and the wider community to contribute to the health and social well-being of the population of families living in Derby City and develop services according to local needs.

Contact: Jane Elliott, Head of Universal Services

Children in Care Nurses & Admin Team

The Children in Care Nurses provide an advisory service for School Nurses, Health Visitors, and residential Social Workers. They also provide health support for children living in residential homes.

Contact: Liz Webster, Head of Specialist Services

Children's Contenance Advisory Service

Promotion of continence by providing advice, support and health education to children and young people with bladder and / or bowel problems. Children are seen at clinic, in school or at home. The Continence Advisors work closely with parents and carers, child health professionals and teachers. Training is provided for professionals.

Contact: Liz Webster, Head of Specialist Services

Community Learning Disabilities Nurses

Provision of specialist nursing support to children and young people with moderate to severe learning disabilities. The service specialises in behavioural intervention and support, and is based at The Light House.

Contact: Liz Webster, Head of Specialist Service

Learning Disabilities Therapy Service

Provision of community occupational therapy and physiotherapy for children who, in addition to their learning disability, have physical, medical, communication or behavioural issues. The service is provided at school and also in the child's home. The aim of the

service is to provide therapeutic intervention to promote children's wellbeing and maximise independence in all areas of life. The team works closely with parents and school staff.

Contact: Liz Webster, Head of Specialist Services

Mainstream Schools Therapy Service

To provide a community occupational therapy and physiotherapy service for children with disability and additional needs who attend mainstream schools. The team consists of Physiotherapists and Occupational Therapists who are based in clinics, health centres and local hospitals around the area. The aim of the service is to provide appropriate therapeutic intervention to enable a child to reach their full potential at home and at school.

Contact: Liz Webster, Head of Specialist Services

Safeguarding Children Service

The Safeguarding Children Service provides specialist advice and support for healthcare professionals within the Southern Derbyshire health community to enable them to carry out their responsibilities. Advice and support is provided on all aspects of safeguarding children, including 'Children in Need' and Child Protection matters.

Contact: Tina Ndili, Lead Nurse Safeguarding

Short Breaks Nurses

This is a jointly funded service for children and young people and offers both day and overnight care to children aged 0-18 years of age with Learning Disabilities and Profound Multiple Learning Disabilities and children with challenging behaviours. Short breaks are offered to children with learning disabilities at The Light House, St Mark's Road, Derwent, Derby, DE21 6AL

Contact: Liz Webster, Head of Specialist Services

Specialist Health Visitors

Specialist Health Visitors provide an holistic approach to the assessment, management and support of children from birth to 5 years (up to 19 under specific circumstances) who have special needs. The service enables families to receive an initial holistic assessment, followed by a plan of care for specific needs, and support to access other support services. The service is part of a wider special needs service provided by Children's Community Specialist Services and the Child Development Centre.

Contact: Liz Webster, Head of Specialist Services

Specialist Nurses for Schools

This service provides on site specialist nursing support in four special schools in the City, promoting health and wellbeing of the children in school through appropriate nursing care and health promotion work. Training and support of health, education and social care colleagues is also provided.

Contact: Liz Webster, Head of Specialist Services

Specialist Nurses for Schools (Community)

This service provides specialist nursing support to children and young people who have a disability and / or a learning disability who attend both special and mainstream schools. The service promotes health and wellbeing in school through appropriate nursing intervention and health promotion work. Training and support of health education and social care colleagues is also provided.

Contact: Liz Webster, Head of Specialist Services

Specialist Practitioner Pupil Referral Unit

This is an enhanced school nursing service provided for pupils who are excluded from mainstream schools.

Contact: Jane Elliott, Head of Universal Services

Safeguarding Children Unit

This is the safeguarding children health service for Derby providing training, consultation, advice and support to all practitioners and health staff to ensure the PCT meets its statutory requirements in terms of CRB so all children are safe and to disseminate learning and good practice following serious case reviews and changes to statutory guidance.

Contact: Tina Ndili, Lead Nurse for Safeguarding