

Set One.

Proposal For Prescribed Information To Be Included In The Integration Scheme relating To The Public Bodies (Joint Working) (Scotland) Act 2014.

Consultation Question

1. Do you agree with the prescribed matter to be included in the Integration Scheme?

Yes

No

2. If no, please explain why:

- The schedule identifies the requirement for clinical and care governance in pursuance of integration functions. It is essential that clinical and care governance is clearly defined, as it is likely to have a different meaning within the NHS and Local Authorities. Clarity regarding this will be essential in the delivery of person centred safe, effective integrated care and the subsequent assurance and scrutiny processes required to assure the Integrated Joint Board, Local Authority and NHS Board that clinical and professional standards of care are embedded in practise and consistently delivered. Recent national UK and Scotland healthcare scrutiny suggests there needs to be an explicit focus on safe, effective and person centred care and that this should be covered within the clinical and care governance schemes of delegation. This needs to be strongly aligned to strategic planning which requires Senior Nursing, Midwifery / Allied Health Professional input.
- We consider the governance arrangements under section 2(4) of the act as it stands to be inadequate to provide the level of professional and clinical expertise, advice, scrutiny and assurance required in the delivery of complex health and social care services described in the Act; providing the professional governance framework to enable consistency of practice.
- The draft Regulation prescribes the need to have an Associate Medical Director as a member of the Integrated Joint Board to the exclusion of all other clinical disciplines. Whilst there is a need for medical input it is essential that the Integrated Joint Board has the relevant professional, clinical and care governance expertise and scrutiny required to safely and effectively discharge its duties. It is essential that a Director of Nursing, Midwives /Allied Health Professions with delegated powers from the NHS Boards Executive NMAHP Director is a mandatory **voting** member of the Joint Integrated Board.
- Furthermore it reflects the prescribed requirement of the NHS to have an Executive Nurse on the Board to ensure there is a clear focus on the delivery

of safe, person centred, effective care and that the relevant scrutiny and governance is in place to assure consistent delivery on the front line of care.

- Clarity with regard to professional accountability for professional standards of practice, education, regulation and revalidation for NMAHP practitioners will be crucial to ensure effective clinical and care governance. A clear line to the Nurse Director is essential to achieve this, and this needs to be as a voting member on the Integration Joint Board.

3. Are there any additional matters that should be included within the regulations?

Yes

No

4. If yes, please suggest:

- As noted above clinical and care governance should be expanded to make explicit the need and accountability for quality, assurance and improvement.

Proposal For Prescribed Function That Must Be Delegated By The Local Authorities Relating To The Public Bodies (Joint Working) (Scotland) Act 2014.

Consultation Question

1. Do you agree with the list of Local Authority functions included here which must be delegated

Yes

No

2. If no, please explain why:

3. Are there any further comments you would like to offer on these draft regulations

Section 87 is in relation to the recovery of charges for services and accommodation provided by the Local Authority. Whilst it will be necessary to include this it is essential that NHS staff are not utilised in this aspect of the work. As NHS care is free of charge utilising NHS staff to recover charges may cause confusion with regards to the public perception of a free NHS.

Proposal For Prescribed Function That Must Be Delegated By A Health Board Relating To The Public Bodies (Joint Working) (Scotland) Act 2014.

Consultation Question

1. Do you agree with the groups list of functions(Schedule 1) that may be delegated

Yes

No

If no, please explain why:

The scope of this is extensive as reflected in the prescribed matters of the integration scheme and therefore from a care and clinical governance perspective could expose the organisation to additional risk if the integration scheme and professional leadership are not strengthened.

2. Do you agree with the list of services (Schedule 2) that must be delegated as set out in the regulations?

Yes

No

If no (ie you do not think they include or exclude the right services for Integration Authorities), please explain why:

- Health Visiting should be excluded as this group of staff focus on early years as outlined in CEL 13(2013) *Future Focus of Public Health Nursing*.
- Home Dialysis should remain as part of an integrated specialist Renal Service.

3. Are you clear what is meant by the services listed in Schedule 2 (As described in Annex A)?

Yes

No

If not we would welcome your feedback below to ensure we can provide the best description possible of these services, where they may not be applied consistently in practice.

The definitions are unclear particularly with regards to Unplanned In-Patients, Out Patient Accident and Emergency Services, Unscheduled Care; Care Of Older People. Further clarity is required.

The tables on pages 47 – 49 identify medical care in a number of the services identified. This is an inaccurate description and should be amended to reflect clinical care delivered by a range of clinical professions.

Of the 18 areas identified 15 are very dependent on nursing and supports the need for the professional, clinical and care governance arrangements to be strengthened as previously described.

4. Are there any further comments you would like to offer on these draft regulations?

Proposals For National Health And Wellbeing Outcomes Relating To The Public Bodies (Joint Working) (Scotland) Act 2014

Consultation Question

1. Do you agree with the prescribed national health and wellbeing outcomes

Yes

No

If no, please explain why:

2. Do you agree that they cover the right areas?

Yes

No

3. If not, which additional areas do you think should be covered by the Outcomes

4 Do you think that the national health and wellbeing outcomes will be understood by users of services, as well as those planning and delivering them?

Yes

No

5. If not, why not?

6. Are there any further comments you would like to offer on these draft Regulations?

Proposals For The Interpretation Of What Is Meant By The Terms Health And Social Care Professionals Relating To The Public Bodies (Joint Working) (Scotland) Act 2014

Consultation Question

1. Do you agree that the groups listed in section 2 of the draft regulations prescribe what “health professional” means for the purposes of the Act?

Yes

No

2. If you answered ‘no’, please explain why:

Under Health Professions Nursing, Midwifery, Allied Health Professions: Healthcare Support Workers and Student Nurses/midwives should be included for both these professional groups as they are governed by nationally agreed standards and are accountable to the registered professional for practice.

3. Do you agree that identifying Social Workers and Social Services workers through the registration with the Scottish Social Services Commission is the most appropriate way of defining Social Care Professionals, for the purposes of the Act?

Yes

No

4. If you answered ‘no’ what other methods of identifying professional would you see as appropriate?

Prescribed Functions Conferred On A Local Authority Relating To The Public Bodies (Joint Working) (Scotland) Act 2014

Consultation Question

1. Do you believe that the draft regulations will effectively achieve the policy intention of the Act?

Yes

No

2. If not, which part of the draft Regulations do you believe may not effectively achieve the policy intention of the Act, and why?

It is currently difficult to answer this question. See the concerns raised with regard to professional, clinical and care governance and the list of services to be included.

3. Are there any further comments you would like to offer on these draft Regulations?