

**BRIGHTON & HOVE CITY COUNCIL**

**JOINT COMMISSIONING BOARD**

**5.00PM – 10 JULY 2006**

**BRIGHTON TOWN HALL**

**MINUTES**

Brighton and Hove City Primary Care Trust Representatives:

Jean Spray (Vice-Chair) and Janice Robinson

Present: Brighton & Hove Council Representatives:

Councillors Meadows (Chair), Morgan, Mrs Norman, Simson, Pennington and Randall.

Apologies: Judith Corcho.

All decisions minuted below were agreed by the above representatives of the Brighton & Hove City Primary Care Trust Board, acting as a sub-committee of the Trust, which forms the Brighton and Hove City Primary Care Trust part of the Joint Commissioning Board.

All decisions minuted below were agreed by Brighton & Hove City Council's Adult Social Care and Health Committee, acting as the Council's Committee which forms the Council part of the Joint Commissioning Board.

**PART ONE**

**ACTION**

**1. PROCEDURAL BUSINESS**

**1A Declarations of Substitutes**

1.1 Councillor Randall substituted for Councillor Williams.

**1B Declarations of Interest**

1.2 There were none.

**1C Exclusion of Press and Public**

1.3 The Committee considered whether the press and public should be excluded from the meeting during the

consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Section 100A(3) or 100 1 of the Local Government Act 1972.

- 1.4 **RESOLVED** - That the press and public not be excluded from the meeting during consideration of any items.

## 2. MINUTES

- 2.1 **RESOLVED** - That the minutes of the meeting held on 23 March 2006 be approved and signed by the Chair.

## 3. CHAIR'S COMMUNICATIONS

- 3.1 There were none.

## 4. PUBLIC QUESTIONS

- 4.1 There were none.

## 5. BUDGET 2006/07

- 5.1 The Board considered a report of the PCT Director of Finance which presented the budget for 2006/07 by provider and gave the Joint Commissioning Board an update on forecast year end variations from budget with actions being taken to ensure breakeven (for copy see minute book)

- 5.2 The PCT Director of Finance reported that at the last meeting, the budget for 2006/07 had been set at 74,214K subject to the PCT being able to provide further non-recurrent funds of £900k in 2006/7. The PCT had confirmed the non-recurrent funds in 2006/7, however there might be some minor amendments in-year as to what is within section 31 and what falls outside. Meanwhile, a revised estimate of client income had been included in this report, reducing the overall section 31 budget by £2163K. The Board was presented with the revised budget of £72,051K.

- 5.3 Members were informed that paragraph 3.6.4 (overspend on Mental Health Services for Older People) should also mention that an audit of decision making on a sample of cases will be undertaken and a full report on progress made to the JCB in September. Should this approach not

fully address the projected overspend, there might need to be further decisions on how to reduce expenditure.

- 5.4 The Acting Chief Operating Officer was asked why the budget allocation for HIV/AIDS services and Substance Misuse services was likely to be less than anticipated. He replied that the government had changed the formula for funding HIV/AIDS. Nationally, rates of increase in HIV/AIDS were greater in the heterosexual community. However, in Brighton & Hove, transmission rates were still strongly in the homosexual community. Although the Department of Health acknowledged the position in Brighton & Hove they still considered the national formula was the most fair model.
- 5.5 With regard to Substance Misuse, drug action teams across the county had been underspent by 10% year on year. There had been high levels of inefficiency. However, Brighton & Hove had been in the upper quartile for efficiency. National trends did not apply to Brighton & Hove.
- 5.6 Concern was expressed that there was a projected deficit so early on in the year. Older peoples' services were a particular concern. It was stressed that there were high levels of demand in these services. Some money was set aside in contingencies. Any underspends would need to be sustained to offset overspends.
- 5.7 **RESOLVED** – (1) That the contents of the report and the actions being taken to address the budget variation forecast for the end of the year be noted.

(2) That progress will reported in future performance reports to the Joint Commissioning Board.

Michael Schofield

**6. IMPLEMENTATION OF THE “CRITICAL CONDITIONS” IN RELATION TO SHAPING THE FUTURE OF SERVICES IN SUSSEX FOR MENTAL HEALTH, LEARNING DISABILITIES AND SUBSTANCE MISUSE**

- 6.1 The Board had before them a report of the Acting Chief Operating Officer that provided an update on the implementation of the “Critical Conditions” agreed by the PCT and Local Authority in relation to services being provided by a pan Sussex Mental Health NHS Trust (for copy see minute book). The review of implementation of critical conditions was set out in Annex 1.

- 6.2 The Acting Chief Operating Officer reported that the Pan Sussex Trust had appointed Richard Ford, as Operational Director for Brighton & Hove City with delegated authority from the Provider Board to negotiate with and respond to the requirements of the Brighton & Hove commissioners. Richard Ford would attend meetings of the Joint Commissioning Board as a non voting member.
- 6.3 With regard to A (2) Annex 1, it was reported that the commissioning board, to be established as the formal interface between the commissioner and provider, was an officer meeting. The meeting would be robust and would be minuted.
- 6.4 A (3) Annex 1 referred to the Pan Sussex Trust. (First meeting scheduled for 30 June 2006).
- 6.5 A (5) - commissioned budgets would reflect national standards.
- 6.6 B Annex 1 – The question was raised as to how JCB Board Members would know if the Pan Sussex NHS Trust would be accountable to the PCT and Local Authority. Members were informed that they would be provided with a list of planning groups and their terms of reference. The Director of Housing and City Support reported that Richard Ford would be a non-voting member of the JCB and could be taken to account. He would be seen as responsible for services in Brighton & Hove. There would be a stronger relationship with the provider than there had been with South Downs Health NHS Trust. The Commissioning Forum would not be taking responsibility away from the JCB, but would be co-ordinating services with the rest of Sussex.
- 6.7 Due to concerns about decisions being made at officer level, the Chair suggested that it would be useful for the JCB to meet with Richard Ford in a less formal setting. The Chair and the Director of Housing and City Support were due to meet with Richard Ford and these matters would be discussed.
- 6.8 **RESOLVED** – (1) That the review in annex 1 be noted.
- (2) the PEC (Professional Executive Committee) are requested to provide a PEC member to attend appropriate care group planning meetings.

## 7. REVIEW OF GOVERNANCE ARRANGMENTS FOR SOCIAL CARE AND HEALTH PARTNERSHIPS

7.1 The Board considered the report of the Director of Housing and City Support and the Director of Strategy and Governance, which set out the current governance arrangements for adult social care and health partnerships. The report sought approval to a revised decision making arrangement within the framework of the existing S.31 agreements between the Council, the Primary Care Trust, South Downs Health and Sussex Partnership Trust (for copy see minute book).

7.2 Members were informed that some concern had been expressed at the Integrated Services Board about the potential loss of democratic accountability under the new arrangements. It was stressed that information reports could be brought to the Joint Commissioning Board.

7.3 **RESOLVED** – (1) That the proposals set out in paragraph 6.1 of the report be approved and recommended to the Council, the PCT and the South Downs Health NHS Boards for final approval.

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(2) That Council be recommended to approve the proposals set out in paragraph 6.1 and authorise the Director of Housing and City Support to take all steps necessary or incidental to the implementation of the proposals.

(3) That Council be recommended to authorise the Head of Law to amend the existing section 31 agreements to reflect the changes introduced by the proposals and make the necessary alterations to relevant parts of the Council's constitution.

(4) That Council, the PCT Board and the South Downs Health NHS Trust Board be recommended to agree that the changes come into effect from 1 September 2006.

The meeting concluded at 6.17 p.m.

Signed

Chair

Dated this

day of

2006