

POLICY NOTE

THE PUBLIC BODIES (JOINT WORKING) (INTEGRATION SCHEME) (SCOTLAND) REGULATIONS 2014

SSI 2014/xxx

1. The above instrument was made in exercise of the powers conferred by sections 1(3)(f), 1(15) and 20 of the Public Bodies (Joint Working) (Scotland) Act 2014. The instrument is subject to affirmative resolution procedure.

Policy Objectives

2. The Public Bodies (Joint Working) (Scotland) Act 2014 (“the Act”) provides a framework for Health Boards and local authorities to integrate adult health and social care services. It requires that these parties jointly prepare an integration scheme for the purposes of setting out information about the arrangements they will make for integrating health and social care services. The content of the integration scheme must be agreed between the parties, consulted upon and approved by the Scottish Ministers.
3. Section 1(3) of the Act provides that an integration scheme must set out:
 - the integration model chosen;
 - the functions that are to be delegated;
 - the functions that will be carried out in conjunction with delegated functions;
 - a method of determining amounts to be made available by the Health Board in respect of delegated functions;
 - a method of determining payments to be made in respect of delegated functions;
 - and
 - prescribed information about such other matters as may be prescribed.
4. This instrument sets out the prescribed information, about prescribed matters that must be included within integration schemes by Health Boards and local authorities in addition to those elements that are prescribed in the Act. This covers such matters as;
 - Local Governance Arrangements
 - Local Operational Arrangements
 - Performance Targets
 - Clinical and Care Governance
 - The operational role of the Chief Officer
 - Workforce
 - Financial Management
 - Participation and Engagement
 - Information Sharing
 - Complaints
 - Claims
 - Risk Management
 - Dispute resolution

5. The prescribed matters set out the framework within which the Integration Joint Board, or lead agency, must operate. These are the key areas that the Health Board and the local authority remain accountable and responsible for. Their inclusion within the integration scheme ensures that there is clarity for the integration joint board, or lead agency, the workforce, stakeholders and the public on these matters. The Act allows one of four integration models to be chosen and this instrument applies to all of these models in so far as the prescribed matter is relevant to the integration model chosen.
6. The matters included within the integration scheme also provide partners an opportunity to combine and integrate their local practices in relation to, for example, information sharing. The requirement to set out the arrangements for this in the scheme will ensure that the established systems and processes within the NHS and local government are adapted to form a more common approach for the matter covered by the integration scheme.
7. The instrument often requires that the detail of these arrangements are developed out-with the integration scheme, to ensure that the arrangements can be regularly updated without the need for Health Boards and local authorities to seek the Scottish Ministers approval for changes to local operational matters. The instrument requires, however, that timescales for the development of this local detail are set out to ensure that Health Boards and local authorities can be held to account for this work.

Consultation

8. A public consultation took place, running from 12 May 2014 to 1 August 2014 and 172 responses were submitted in total. Where we received permission to do so, the responses to the consultation have been published on the Scottish Government website. It includes responses from Health Boards, local authorities, representative bodies, third sector and carers organisations.

Impact Assessments

9. An equality impact assessment has already been completed on the Public Bodies (Joint Working) (Scotland) Bill and a summary published. To view the Equality Impact Assessment click [here](#). No additional issues arise as a result of this instrument.

Financial Effects

10. A Business and Regulatory Impact Assessment was completed on the Public Bodies (Joint Working) (Scotland) Bill and a summary was published. To view the Business and Regulatory Impact Assessment click [here](#). No additional issues arise as a result of this instrument.

Scottish Government
Directorate for Health and Social Care Integration
Integration and Reshaping Care Division