

WORCESTERSHIRE COUNTY COUNCIL

RECORD OF OFFICER EXECUTIVE DECISION

Item	Outcome
Date Of Decision	9 April 2021
Decision Maker	Paula Furnival, Strategic Director for People
Brief Description Of Decision	<p>Reference Council's progress in the long-awaited review of the s.75 and use of BCF monies and of our proposal via ICEOG to cease commissioning and funding (from the Council BCF allocation) nursing services, these being the responsibility of our NHS colleagues:</p> <ul style="list-style-type: none"> • At a second working meeting with CCG colleagues, this position was accepted and I now intend to write to Sarah Dugan, CEO, WHCT to formally make this change within our contractual arrangements. • Following initial assessments of the contractual arrangements through our Commissioning lead, legal advice on the matter has been sought and obtained from our Commercial Law Team. This advice confirmed the position as assessed. • The wording from the legal advisor has been included within the drafted formal notice letter. <p>The current value of the twilight nursing element is £220,700 p.a.</p> <p>Similarly, within the s.75, there is currently a value of £235k relating to Rapid Response Nursing which is part of the BCF allocation categorised as Adult Recovery Service. This is not an Adult Social Care Responsibility and therefore WCC will not be funding this from the BCF for 2021/22 onwards.</p> <p>Council gave formal notice to the CCG via ICEOG on both matters in January 2021.</p>
Reason(s) For Decision	<p>Clearly, a decision as to whether or not to stop the funding should be made formally at the appropriate level of decision making within the Council and for this reason I would like to ensure that Council is fully sighted, and in agreement with this action. Our decisions have been made with the benefit of adequate information and advice as to why the Council should either stop or continue funding the services. Our legal advisors have confirmed that the Council is neither precluded in law from funding the services nor is it under any mandatory legal obligation to do so; it has discretion either way.</p>

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Alternative Options Considered And Rejected	None. It is inappropriate for funding allocated for social care to be used to fund health services.
Joint Equality, Public Health, Data Protection and Sustainability Impact Assessments carried out	<p>The JIA screening did not identify any potential considerations requiring further assessment during implementation.</p> <p>This is a change to funding stream and not to service.</p>
Any Conflict of Interest declared by a consulted Cabinet Member/ any dispensation granted	None
Reference	04/2021

9 April 2021
Paula Furnival