

CONSULTATION on entering into a Section 75 Partnership Agreement between North Yorkshire County Council and North Yorkshire Clinical Commissioning Group for a Targeted and School Based Emotional Wellbeing Service in North Yorkshire

OVERVIEW

Topic of Consultation	<p>North Yorkshire County Council (NYCC) wishes to put in place a formal partnership agreement with North Yorkshire Clinical Commissioning Group (NYCCG) to jointly commission a Targeted and School Based Emotional Wellbeing Service in North Yorkshire. Section 75 of the National Health Service Act 2006 enables Councils and NHS bodies to work in partnership. The proposed partnership will be for a period of 3+2 years.</p> <p>This is referred to as a ‘Section 75 Partnership Agreement’.</p> <p>The NHS and Local Authorities Partnership Arrangements Regulations 2000 stipulate that “the partners may not enter into any partnership agreements [under Section 75 (s75) of the NHS Act 2006] unless they have consulted jointly such persons as appear to them to be affected by such arrangements”.</p>
Scope	<p>This consultation sets out a proposal to put in place a formal partnership agreement (S75 Agreement) between North Yorkshire County Council and North Yorkshire CCG to jointly commission a Targeted and School Based Emotional Wellbeing Service in North Yorkshire</p>
Who is being consulted / Stakeholders who may be affected	<p>North Yorkshire County Council and North Yorkshire CCG are consulting with all interested stakeholders</p> <p>This is a 60 day consultation beginning on 10th September 21 and ending on 8th November 2021.</p> <p>If you have any questions about this consultation please read the frequently asked questions below or please email EmotionalHealth.AndWellbeing@northyorks.gov.uk</p>
Who is consulting	<p>North Yorkshire County Council and North Yorkshire CCG</p>
Duration	<p>This is a 60 day consultation beginning on 10th September 2021 and ending 8th November 2021</p>
Enquiries	<p>For any questions about this consultation please access the Frequently Ask Questions here (insert link). For further queries please email EmotionalHealth.AndWellbeing@northyorks.gov.uk</p>
How to respond	<p>If you would like to make any comments or share your views regarding these arrangements please complete the survey here (insert link).</p>
Compliance with government & local practice on consultation	<p>The consultation has been set at 60 days which is considered sufficient time to enable stakeholders to respond. The proposal is to put in place formal partnership working for the service in North Yorkshire through a Section 75 Agreement. The Section 75 Agreement would be in place, subject to the outcome of the consultation from 1 April 2022.</p>

1. Summary

North Yorkshire County Council (NYCC) wishes to enter into a formal partnership agreement with North Yorkshire CCG (NYCCG) to jointly commission a Targeted and School Based Emotional Wellbeing Service in North Yorkshire on the Council's behalf. In keeping with good practice and NHS Act requirements, the Council and the CCG, as potential partners, are required to consult with stakeholders who may be affected by such an agreement being in place.

We have a shared vision to provide an integrated approach to the provision of prevention and early intervention measures to address children's emotional wellbeing and prevent issues escalating.

Both organisations believe that by coordinating this offer and integrating commissioning activity it will help facilitate the best use of resources and ensure that as many young people benefit from this support as possible.

To do this, the Council and the CCG, as potential partners, would like to consult with any stakeholders who may be affected by the partnership being put in place.

The CCG and the County Council are keen to hear what you think of the proposal to use a Section 75 agreement to deliver this service.

2. Background

NYCC and NYCCG are committed to improving children's' emotional wellbeing.

The Care Quality Commission (CQC) carried out a mental health thematic review in North Yorkshire during September 2017 which indicated a requirement for clearer entry points to emotional mental health support. Feedback gathered from professionals, family and children as part of the engagement supported this view. By NYCC working with CCGs in North Yorkshire to jointly commission this work we will be taking steps to ensure that:

- future services are more closely aligned;
- seamless pathways between services are promoted, breaking down barriers between services including universal, targeted and specialist services;
- the services are aligned with the proposals in the Transforming Children and Young People Mental Health Provision Green Paper which provides a significant step towards a new joined up approach to mental health support.

3. Benefits of a partnership approach

The advantages that such an arrangement aims to bring are:

- better planning and commissioning to meet the needs of the local population;
- a shared vision of the benefits that the partnership is intended to achieve;
- jointly agreed objectives of what the partnership wants to achieve;
- to seek best use of resources for the local population;
- streamlining service;
- reducing bureaucracy;
- mutual learning to inform service improvement.

Please tell us your views

Before a partnership agreement can be put in place, the Council and the CCG are required to consult with any stakeholders who may be affected by the arrangement. It is important that we gather and listen to feedback about the proposal and ensure all considerations have been taken into account. In undertaking this consultation, we are required to follow good practice guidance.

If the proposal being consulted on is supported, North Yorkshire County Council and North Yorkshire CCG will use the legislation to put in place a formal partnership agreement to jointly commission a Targeted and School Based Emotional Wellbeing Service in North Yorkshire. The partnership agreement acts as a mechanism to do this.

NYCC and North Yorkshire CCG are keen to hear your comments and feedback on the proposal to enter into a partnership agreement. Any member of the public and interested organisations can comment on the proposal.

We have tried to ensure giving feedback is as easy as possible by a range of different methods as follows:

Please let us know what you think **by completing the survey** <insert link>

Please note we will not be able to offer an individual response to your feedback.

You can request a hard copy of the survey by emailing healthychild@northyorks.gov.uk or by writing to:

Central Admin Team
North Yorkshire County Council
County Hall
Northallerton
North Yorkshire
DL7 8AE

If you would like the information on this page and the survey in a different format, please email healthychild@northyorks.gov.uk or write to the address above.

If you want this information in another language you can translate it by **XXXXXXXXXXXXXXXXXX**

Deadline for your Feedback

The consultation is open from 10th September 2021 and ending on 8th November 2021. The deadline for feedback is Midnight on 8th November 2021. We will not be able to consider feedback after this date.

After the consultation closes

At the end of the consultation period both organisations will review the feedback and produce a summary report showing the themes and issues raised, which will be reviewed by the County Council Executive for a decision. Responses from individuals will be anonymised.

A summary of the consultation responses and next steps will be available to view on this page and on the NYCCG website.

Please contact us using one of the methods outlined above to request details as hard copies.

Consultation Questions:

Please answer the following questions, by completing the online survey at www.northyorks.gov.uk/XXXXXXXXXXXX

1. In what role are you completing this survey? (Please tick all that apply)
 - I am responding on behalf of an organisation/in my professional role
 - I am a member of the public who lives in North Yorkshire

2. Do you agree that North Yorkshire County Council should jointly commission this service through a partnership agreement with North Yorkshire CCG?

Yes/No/Don't Know (Please select one)

2.1 Please explain the reasons for your answer

3. Please feel free to provide any relevant supporting information to accompany your previous answer relating to the Section 75.

References

Section 75 of Health Act 2006 can be accessed at:
<http://www.legislation.gov.uk/ukpga/2006/41/section/75>

Real Involvement, section 242(1B) of the NHS Act 2006, the duty to involve and good involvement practice, Department of Health Guidance which can be accessed at:
http://webarchive.nationalarchives.gov.uk/20130107105354/http://www.dh.gov.uk/prod_consum_dh/groups/dh_digitalassets/@dh/@en/documents/digitalasset/dh_089785.pdf
HM Government Code of Practice on Consultation can be accessed at:
<http://www.dh.gov.uk/health/category/publications/consultations/>

Frequently asked questions

Q1 What is this consultation about?

This consultation is about NYCC and North Yorkshire CCG entering into a Section 75 Partnership Agreement to deliver a Targeted and School Based Emotional Wellbeing Service in North Yorkshire.

Q2. Why do we need to put formal agreements in place?

Local Authorities and CCGs operate under different legislation, so there is specific statutory provision that is designed to enable joint working between the two parties. Section 75 of the National Health Service Act 2006 states that Local Authorities and NHS bodies (including CCGs) can enter into partnership arrangements to provide a more streamlined service and to pool resources, if such arrangements are likely to lead to an improvement in the way their functions are exercised. The NHS and Local Authorities Partnership Arrangements Regulations 2000 stipulate that partners entering into any partnership agreements [under Section 75 (s75) of the NHS Act 2006] must consult with the public before putting this arrangement in place.

NYCC and North Yorkshire CCG are committed to the provision of high quality prevention and early intervention services addressing childrens' emotional wellbeing. The arrangement aims to provide joined up provision that is easy to access and is well-co-ordinated to meet local need. The Partnership Agreement (referred to as "Section 75 Partnership Agreement") provides us with a mechanism to formalise arrangements to support improved flexibility and greater efficiency, better integration and, in turn, improve outcomes for children, young people and families.

Q3. What difference will the partnership agreement make to people who use services?

The agreement will better enable both partners to continue to work together to improve the planning and delivery of childrens' emotional wellbeing services.

Q4. How will you consult with stakeholders and when?

The consultation will start on 10th September 2021 and conclude on 8th November 2021. Every effort will be made to ensure stakeholders have the opportunity to find out about the proposal and give feedback. We are making contact with known networks and those who represent stakeholders to provide relevant information and offer a full briefing if required. The consultation is for 60 days and we hope this will give stakeholders the opportunity to comment.

Q5. How will this partnership agreement improve services for people who use them?

It is proposed the length of partnership agreement will be 5 years allowing us to take a more flexible, local and tailored approach to delivering services and be more responsive to the needs of service users. It will allow flexible change and continuous review and help transform the service using the resources available.

Q6. Will this consultation or proposed agreement affect service delivery models?

NYCC and North Yorkshire CCG are already working together to improve how services for children, young people and families are provided and we will continue to engage with stakeholders to inform this work. The proposal is to use the agreement to deliver a Targeted and School Based Emotional Wellbeing Service.

Q7. How will any formal agreement be monitored?

NYCC and North Yorkshire CCG already have in place regular meetings as part of the Mental Health and Learning Disability Partnership. This provides the opportunity to review how the services are performing and identify opportunities to work more effectively across the system. One of the benefits of developing this partnership agreement is the flexibility this presents in terms of acting on further opportunities for improved

delivery, efficiency and outcomes for children, young people and families. Both organisations propose to implement regular review points for the partnership.

Q8. What are the next steps?

Consultation responses and feedback will be collated and reviewed by NYCC and North Yorkshire CCG at the end of the consultation period. A summary report showing the themes and issues raised will be published on this page, and at <https://www.northyorkshireccg.nhs.uk/XXXXXXX>