

Midlothian Integration Joint Board



Thursday 11 January 2018, 2.00 pm

Carers (Scotland) Act 2016

Executive summary

Item number:

The paper sets out the requirements for the need to review the Midlothian Integration Scheme as a result of the Carers (Scotland) Act 2016.

Board members are asked to:

1. *Note the requirement to review the Integration scheme as a result of the Carers (Scotland) Act 2016 coming in to force on 1 April 2018, which places some new duties on Integration Joint Boards, for both adult and children's services.*
 2. *Note that NHS Lothian has since written to the Chief Executive of Midlothian Council setting out the intention to work collectively to review the Integration scheme.*
 3. *Agree that the focus of the review should be on the required adjustments arising from the Carers Act.*
 4. *Note and agree that the request asking for the revised Integration schemes being presented back to Scottish Government by 2 March 2018 is not achievable and that NHS Lothian will advise Scottish Government accordingly of an appropriate timeline.*
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Carers (Scotland) Act 2016

1. Purpose

- 1.1 The paper sets out the requirements for the need to review the Midlothian Integration Scheme as a result of the Carers (Scotland) Act 2016.

2. Recommendations

- 2.1 Note the requirement to review the Integration scheme as a result of the Carers (Scotland) Act 2016 coming in to force on 1 April 2018, which places some new duties on Integration Joint Boards, for both adult and children's services.
- 2.2 Note that NHS Lothian has since written to the Chief Executive of Midlothian Council setting out the intention to work collectively to review the Integration scheme.
- 2.3 Agree that the focus of the review should be on the required adjustments arising from the Carers Act.
- 2.4 Note and agree that the request asking for the revised Integration schemes being presented back to Scottish Government by 2 March 2018 is not achievable and that NHS Lothian will advise Scottish Government accordingly of an appropriate timeline.

3. Background and main report

- 3.1 On 17 November, Alison Taylor, Head of Integration Division, Scottish Government, wrote to Chief Executives (of NHS Boards and Local Authorities) and IJB Chief Officers setting out the implications of the new Carers (Scotland) Act 2016 (Appendix 1). The new legislation, which comes in to force on 1 April 2018, introduces new duties, some of which are delegated to Integration Joint Boards (IJB). Where children's services have been delegated to an IJB, the responsibility for young carers will also sit with the IJB.
- 3.2 Within Midlothian, whilst children's services within the Council have not been delegated to the IJB, Health Visiting and School Nursing within NHS Lothian have been delegated. The introduction of the new legislation may potentially impact on the development of young carer's statements for pre-school children as NHS Boards are the responsible authority for these young carers. Therefore, this will need to be given consideration within the Midlothian integration scheme.
- 3.1 As a result of the new Act, there is a requirement under the legislation to review the current Integration scheme previously agreed by the Council, NHS Board and Scottish Ministers in 2015. The Chief Executive of NHS Lothian has written to Midlothian Council Chief Executive giving notice to start the review process.

- 3.2 Given that the Integration scheme was submitted less than 3 years ago, the main purpose of the review will be to focus on the legislative change brought about by the new Act rather than a systematic review of the Integration scheme. In line with previous arrangements, the review will be subject to public consultation and governance sign-off by each Partner. Therefore, it is not feasible for these processes to be completed by the requested date of 2 March and NHS Lothian had contacted Scottish Government to inform them of this and to agree an appropriate timeline.
- 3.3 A further update on progress will be presented at a future IJB meeting.
- 3.4 It is worth noting that the IJB received a detailed report and updated Carers Strategy at the meeting on 7 December which highlighted the impact of the new legislation and Midlothian, along with its partners, is well placed to respond and meet the requirements within the new Act.

4. Policy Implications

- 4.1 The legislative change supports the overall commitment to Carers within the IJB.

5. Equalities Implications

- 5.1 The aim of the legislation is to provide additional support to Carers.

6. Resource Implications

- 6.1 The main resource implications will be through the allocation of staff time to progress the review process and this will be managed within existing resources.

7 Risks

- 7.1 The timescales associated with the legislative framework are challenging, along with the need for public consultation and Partner governance processes.

8 Involving People

- 8.1 There is a requirement to consult on the revised Integration scheme and this will be progressed as part of the overall process.

9 Background Papers

Appendix 1: Letter from Alison Taylor, Scottish Government

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