

HAMPSHIRE COUNTY COUNCIL

Report

Committee:	Hampshire Health and Wellbeing Board
Date:	18 th March 2021
Title:	Briefing Note on the White Paper 'Integration and Innovation: Working Together to Improve Health and Social Care for All' and the Hampshire and Isle Wight Integrated Care System Development.
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Purpose of this Report

1. This paper provides an update on the White Paper 'Integration and Innovation: working together to improve health and social care for all' [White paper] and assesses the alignment between the current Hampshire and Isle of Wight Integrated Care System [HIOW ICS] development and governance proposals (as set out in the HIOW ICS application) and the proposals set out within the White Paper.

Recommendation(s)

2. That the Hampshire Health and Wellbeing Board:
3. Note the contents of the Briefing Paper and the direction of travel being taken by the HIOW ICS as it develops.

Executive Summary

4. The White Paper was launched on 11 February 2021.

<https://www.gov.uk/government/publications/working-together-to-improve-health-and-social-care-for-all>

5. In parallel to the launch, NHS England / Improvement published their response to a consultation undertaken in November 2020 on further legislative options 'Integrating Care – the Next Steps' and recommendations to the Government on legislative change.

<https://www.england.nhs.uk/wp-content/uploads/2021/02/legislating-for-integratedcare-systems-five-recommendations.pdf>

6. Amanda Pritchard (Chief Operating Officer, NHSE/I) also shared a letter setting out the next steps on the White paper

<https://www.england.nhs.uk/wp-content/uploads/2021/02/C1127-integrated-caresystems-next-steps-letter.pdf>

7. Within this letter there is a link to a further consultation process running between **11 February and 7 April** inviting views on proposals how decisions about who should provide health care services are made in future. The proposed new regime will replace the current rules around procuring healthcare services.
8. In addition to this material, there have been a number of briefing papers produced to support understanding, including:
9. An FAQ produced by NHSE/I:

<https://www.england.nhs.uk/wp-content/uploads/2021/02/C1127-faqs-on-icslegislative-recommendations.pdf>

10. A briefing note by the NHS Confederation:

<https://www.nhsconfed.org/resources/2021/02/integration-and-innovation-healthand-care-bill>

11. The white paper does not address reforms to social care and public health (with some minor exceptions) noting that these will be dealt with 'later in 2021'.

Summary of Key White Paper Proposals relating to Integrated Care Systems

12. The proposals set out within the White Paper are consistent with the options in the NHSE/I consultation shared in November 2021 'Integrating Care – the Next Steps'.
13. The White Paper has confirmed that ICSs will become statutory bodies taking on the commissioning functions of the clinical commissioning groups (CCGs) and some of those of NHS England. The ICS will comprise:
 - an **ICS NHS Body** (responsible for developing a plan to meet the health needs of the population - directly accountable for NHS spend, performance and the day to day running of the ICS);
 - an **ICS Health and Care Partnership** (with representation from health, social care, public health, local authorities, and Health and Wellbeing

Boards, responsible for developing a plan that addresses the wider health, public health, and social care needs of the system).

14. ICSs (composed of both the ICS NHS Body and the ICS Health and Care Partnership) will be accountable for the health outcomes of the population. A central intention of the legislation is to drive improved integration and collaboration to reduce inequalities and support people to live longer, healthier and more independent lives. Importantly, Health and wellbeing boards (HWBs) will remain in place and will continue to have an important responsibility at place level to bring local partners together, as well as developing the Joint Strategic Needs Assessment and Joint Health and Wellbeing Strategy, which both HWBs and ICSs will have to regard.
15. A duty to collaborate will be created to promote collaboration across the healthcare, public health and social care system. This will apply to all partners within systems, including local authorities. The white paper identifies two primary forms of collaboration / integration which will be underpinned by the legislation:
 - **Places.** Integration between the NHS and others, principally local authorities, to deliver improved outcomes to health and wellbeing for local people. The white paper cites the primacy of place within successful ICSs;
 - **Provider Collaboratives.** Integration, typically but not exclusively between NHS partners, to remove barriers to collaboration and make working together across the NHS an organising principle. These collaboratives can be shaped by geography (e.g. north and mid Hampshire) or service (e.g. mental health or cancer).
16. The proposals set out minimum consistent requirements, which the partners that make up each system are free to supplement with further arrangements. We anticipate, therefore, that there will **not** be any legislative provision about arrangements below ICS level – with flexibility given to develop decision-making processes and structures that work most effectively for us. The White Paper does, however, set a clear ambition / expectation that the ICS NHS Body will be able to delegate significantly to ‘place’ level and to ‘provider collaboratives’

Hampshire and Isle of Wight Integrated Care System

17. Hampshire and the Isle of Wight Integrated Care System was established following approval by NHS (Joint) Executive Group on 5 December 2020. As part of this development process, Hampshire and the Isle of Wight Sustainability and Transformation Partnership [STP] had set out both its proposed development priorities; proposed ICS governance arrangements and operating model.

18. The proposals set out in the HIOW ICS submission are in line with the White Paper, albeit with some adaptations required in the light of the proposed role and function of the ICS NHS Body and ICS Health and Care Partnership. We anticipate more detailed guidance on future ICS governance arrangements in the next 4-6 weeks and will be awaiting this information before progressing arrangements relating to ICS Board.
19. The absence of legislation to govern sub-ICS integration and delivery arrangements is positive in that it allows for the continued development of future arrangements for 'place' based integration across Hampshire and the Isle of Wight; and for the development of provider collaboratives (both in local geographies and across provider sectors). Clearly there will need to be an acceleration in the development of some of these arrangements if HIOW is to be in a place to enact delegation arrangements with confidence from April 2022.

Co-Production

20. The White Paper publication follows formal consultation last November. NHS England and NHS Improvement invited views on strengthened proposals to put integrated care systems (ICSs) on a statutory footing.

Conclusion

21. The launch of the White Paper 'Integration and Innovation: working together to improve health and social care for all' on 11 February 2021 has set out an ambitious legislative programme that seeks to accelerate the development journey that health and care in Hampshire and the Isle of Wight have been on for over 3 years. The proposals are founded on the core principle that health and care must be based on collaboration and partnership working – and the legislative programme is designed to enable this at local levels.
22. Whilst more detailed guidance is awaited, the White paper confirms the need for Hampshire and the Isle of Wight to now set out a clear and rapid development programme that will equip the local health and care partners to secure the greatest benefit for local people from the opportunities created by the coming legislation.

REQUIRED CORPORATE AND LEGAL INFORMATION:

Links to the Strategic Plan

<p>The Council is a key partner in the development and work of the Hampshire and Isle of Wight ICS and as with other partners, will need to take into consideration the White Paper.</p>

EQUALITIES IMPACT ASSESSMENT:

1. Equality Duty

The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited by or under the Act with regard to the protected characteristics as set out in section 4 of the Act (age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation);
- Advance equality of opportunity between persons who share a relevant protected characteristic within section 149(7) of the Act (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic within section 149(7) of the Act (see above) and persons who do not share it.

Due regard in this context involves having due regard in particular to:

- The need to remove or minimise disadvantages suffered by persons sharing a relevant protected characteristic that are connected to that characteristic;
- Take steps to meet the needs of persons sharing a relevant protected characteristic that are different from the needs of persons who do not share it;
- Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

2. Equalities Impact Assessment:

An equalities impact assessment has not been completed for this item which is an update on the release of national legislation.