

ANGUS COUNCIL

SOCIAL WORK AND HEALTH COMMITTEE – 12 AUGUST 2014

**PUBLIC BODIES (JOINT WORKING) (SCOTLAND) ACT 2014
CONSULTATION ON DRAFT REGULATIONS AND ORDERS - SET 2**

REPORT BY MARGO WILLIAMSON, STRATEGIC DIRECTOR

ABSTRACT

This report seeks approval for Angus Council's response to the Draft Regulation and Orders (Set 2) as they relate to the Public Bodies(Joint Working) (Scotland) Act 2014.

1. RECOMMENDATION

It is recommended that the Social Work and Health Committee approves the response to the Draft Regulations and Orders (set 2) relating to the Public Bodies (Joint Working) (Scotland) Act 2014.

2. ALIGNMENT TO THE ANGUS COMMUNITY PLAN/SINGLE OUTCOME AGREEMENT/CORPORATE PLAN

This report contributes to the following local outcomes contained within the Angus Community Plan and Single Outcome Agreement 2013-2016:

- We have improved the health and wellbeing of our people and inequalities are reduced.
- Individuals are supported in their own community with good quality services.

3. BACKGROUND

3.1 On 1 April 2014 the Public Bodies (Joint Working) (Scotland) Act 2014 received Royal Assent. Draft Scottish Statutory Instruments to accompany the Act have been developed in collaboration with stakeholders. The Act provides for Scottish Ministers to put in place a number of Regulations and Orders which Ministers committed to consult widely on.

3.2 Consultation on the first set of draft regulations commenced on 12 May 2014 and ran for twelve weeks until 1 August 2014. To allow the response to be returned within the deadline an Executive Sub Committee of the Social Work and Health Committee approved the response at a meeting held on 31 July 2014.

3.3 Consultation on [set 2](#) of the draft regulations and orders commenced on 27 May and concludes on 18 August 2014. The consultation covers:

- Prescribed groups which must be consulted when preparing or revising Integration Schemes, preparing draft strategic plans and when making decisions affecting localities.
- Membership, powers and proceedings of Integration Joint Boards
- Establishment, membership and proceedings of integration joint monitoring committees
- Prescribed membership of strategic planning groups
- Prescribed form and content of performance reports.

4. CURRENT POSITION

4.1 Angus Council welcomes the draft regulations and orders. While it is recognised that some level of prescription is necessary, allowing the maximum level of flexibility will ensure that local solutions can be put in place to take account of local challenges and priorities. There are specific comments within the response on the need to keep the membership and size of

groups in perspective. However in the main this response is positive and welcoming of parity of decision making and clarity of roles and functions.

4.2 Annex 3D which relates to the establishment, membership and proceedings of integration joint monitoring committees has been removed from the Angus response as it applies only to those areas which intend to establish a Lead Agency Model. A Body Corporate Model has been proposed in Angus therefore this section of the consultation does not apply.

4.3 It is proposed that Angus Council Social Work and Health Committee approves the draft response to the consultation on set 2 of the Draft Regulations and Orders as they relate to the Public Bodies (Joint Working) (Scotland) Act 2014 is attached at Appendix 1.

5. FINANCIAL IMPLICATIONS

There are no financial implications arising as a direct result of this report

6. CONSULTATION

Consultation has taken place with Service Manager (Housing,) Head of Service and Service Managers (Adult Care Services) and Health and Social Care Integration team.

NOTE: The background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) which were relied on to any material extent in preparing the above report are:

- Public Bodies (Joint Working) (Scotland) Act 2014
- Draft Regulations and Orders relating to Public Bodies (Joint Working) (Scotland) Act 2014 – Set 2

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List of Appendices:

- [Appendix 1](#) Response to Draft Regulations relating to Public Bodies (Joint Working) (Scotland) Act 2014 – Set 2