



# Item No: 5

Meeting Date: Monday, 31<sup>st</sup> October 2016

## Glasgow City Integration Joint Board

**Report By:** David Williams, Chief Officer  
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<b>COMMUNITY PLANNING ARRANGEMENTS</b>
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<b>Purpose of Report:</b>	To outline some of the emerging areas for consideration by the Integration Joint Board in line with its duties within the Public Bodies Act and other legislation, and seeks approval of specific aspects of the governance relationship between the Integration Joint Board and Community Planning Partnership.
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<b>Recommendations:</b>	The Integration Joint Board is asked to:  a) note the report; b) agree a contribution of £50,000 per year for the next two years, to support transition to new Community Justice arrangements and c) agree that the Integration Joint Board be represented on the Community Planning Partnership Strategic Board and Executive Group by the Chief Officer and the Chief Officer (Operations) respectively.
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**Implications for IJB:**

<b>Financial:</b>	The Integration Joint Board is asked to approve a contribution of £50,000 per year for the next two years to support transition to new Community Justice arrangements. This will be funded from within the social work, health and Integrated Care Fund elements of the budget.
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<b>Personnel:</b>	None
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<b>Legal:</b>	The Integration Joint Board is a statutory partner in Community Planning	
<b>Economic Impact:</b>	None	
<b>Sustainability:</b>	None	
<b>Sustainable Procurement and Article 19:</b>	None	
<b>Equalities:</b>	No Equality Impact Assessment carried out as this paper does not represent a new or amended policy, plan, service or strategy	
<b>Risk Implications:</b>	None	
<b>Implications for Glasgow City Council:</b>	None	
<b>Implications for NHS Greater Glasgow &amp; Clyde:</b>	None	
<b>Direction Required to Council, Health Board or Both</b>	Direction to:	
	1. No Direction Required	
	2. Glasgow City Council	
	3. NHS Greater Glasgow & Clyde	
	4. Glasgow City Council and NHS Greater Glasgow & Clyde	✓

## 1. Background

- 1.1 Community Planning in Scotland is enshrined in a changing legislative framework. Much of the legislation is geared towards making the work of public sector organisations mainstreamed within community planning arrangements and generally encouraging more integrated partnership working across the public sector. Whilst the intent of these legislative changes is not in contest, the complexity of operationalising coherent partnership working in line with the Public Bodies Joint Working (Scotland) Act 2014, the Community Justice (Scotland) Act 2016 and the Community Empowerment (Scotland) Act 2015 is significant.
- 1.2 Glasgow Community Planning Partnership has been in discussion with partners for some time around the implications of the changing legislative environment.
- 1.3 This paper outlines some of the emerging areas for consideration by the Integration Joint Board in line with its duties within the Public Bodies Act and other legislation, and seeks approval of specific aspects of the governance relationship between the Integration Joint Board and Community Planning Partnership.

## **2. Community Empowerment (Scotland) Act (2015)**

- 2.1. This Act provides a new legal framework for community planning, replacing the community planning duties contained with the Local Government Scotland Act (2003). The Community Empowerment Act (the “Act”) creates new rights for community bodies and places new duties on public bodies. The Act aims to improve outcomes achieved as a result of public services and has a significant emphasis on addressing disadvantage and inequality.
- 2.2 The Act requires Community Planning Partnerships to prepare Local Outcome Improvement Plans and annual progress reports.
- 2.3 Additionally, Locality Plans are required for localities whose residents “*experience significantly poorer outcomes which result from socio-economic disadvantage*”. Locality Plans must be developed through engagement with residents to articulate local priorities, required outcomes and the timescales for proposed improvements. . It should be noted that these are different locality plans to those required within the Integration Joint Board arrangements.
- 2.4 The Act also extends the list of statutory partners in community planning to include Integration Joint Boards.
- 2.5 The Act also states that the duty to facilitate community planning rests with five core partners; NHS, Police Scotland, Scottish Fire and Rescue Service, Scottish Enterprise and Local Authorities. These named partners must provide a clear capacity to support the community planning process. This includes duties to:
  - Take account of the Local Outcome Improvement Plans
  - Commit appropriate resources to achieve the outcomes of the Local Outcome Improvement Plans
  - Provide information on the Local Outcome Improvement Plans

## **3. The Community Justice (Scotland) Act 2016**

- 3.1 The Community Justice (Scotland) Act 2016 likewise replaces duties under the Management of Offenders etc. (Scotland) Act 2005. The new legislation changes the model for Community Justice across Scotland, focusing on local service delivery, partnership working and collaboration. It sets out requirements in relation to planning and reporting by the Glasgow Community Planning Partnership. The Community Justice (Scotland) Act:
  - abolishes Community Justice Authorities from April 2017
  - places responsibility for local planning and delivery for Community Justice with a defined set of community justice partners, working through local community planning mechanisms;
  - places duties on these named partners to engage in local strategic planning and to be accountable for this;
  - requires the development of a national strategy and a performance framework;
  - creates a national body to provide leadership, promote innovation, learning and development, provide assurance to Scottish Ministers on the delivery of outcomes and to provide improvement support where it is required; and,

- promotes a focus on collaboration, including the opportunity to commission, manage or deliver services nationally where appropriate

- 3.2 Developing an integrated approach to Community Justice, needs to be within the established framework of Community Planning. Glasgow will encourage all Community Justice partners, all but two of which (the Scottish Prison Service and the Scottish Courts and Tribunal Service) are already statutory community planning partners, to work within the Community Planning framework.
- 3.3 In Glasgow the Community Justice Authority is unique as the only single local authority area Community Justice Authority in Scotland. The Community Justice Authority has had a co-ordination role for all community justice activity across the city and provides a single known point of contact for all involved in justice activity. Some functions of Community Justice Authorities will transfer to the new national organisation to deliver, others will continue to rest with local systems.
- 3.4 This includes the requirement to develop a local Community Justice Outcome Improvement Plan by April 2017. This should form the basis for an agreed programme of work with clear targets and outcomes. There will be a need for programme management and co-ordination, data analysis and reporting. There will also be annual reporting requirements to Scottish Government and Community Justice Scotland, The Community Justice (Scotland) Act and associated Guidance envisages that partnership arrangements replacing the Community Justice Authority will be agreed by statutory community justice partners in each area.
- 3.5 Current arrangements for Community Justice in Glasgow include a strong partnership approach with a Strategic Area Plan framed in alignment with the Glasgow Single Outcome Agreement, and it is considered essential that we build on existing good practice and strong working relationships. Significant progress has been made in Glasgow with a reduction in re offending, proportionately higher than the Scottish average, albeit the overall rate is still above average.
- 3.6 Strong multi-agency partnerships include One Glasgow (reducing re-offending) which focuses on young people under 25 who are at risk of becoming involved in the criminal justice system, those leaving prison and those leaving secure care. In addition, the Safe Glasgow Group is a multi-agency sub group of the Glasgow Community Planning Partnership charged with a range of work around safety including scrutiny of partners' performance in this area.
- 3.7 In summary, a significant amount of work has been undertaken with regard to how criminal justice will fit within future community planning arrangements. A Transition Planning Group has been in place since 2014, bringing together the relevant partners to lay the foundations for changes to the Community Justice system. It is clear that there will be a requirement for significant continued input from senior officers of the Health and Social Care Partnership to continue to develop and shape these new arrangements ensuring that they are fit for purpose.

#### **4. Community Justice Support**

- 4.1 Under the Community Justice Authority arrangements, a not insignificant level of financial resource was annually made available to the Authority with which to provide administrative and infrastructural support. This financial resource has been removed by Scottish Government within the new arrangements.

4.2 The Scottish Government has however made available £50,000 for one year to enable partnerships to transition to new arrangements. A Policy Officer has been recruited to assist with drafting the five year plan and ongoing stakeholder engagement. The Community Planning Partners consider that this level of resource is insufficient, and have proposed that a small Community Justice team is established. The team would oversee the range of developments and requirements for Glasgow and the named accountable partners, and will be funded from partner contributions. Glasgow City Council has identified potential for realignment of resources from within its budgets and is asking partners to consider how they can contribute.

4.3 Partners are asked to make a funding contribution of up to the Scottish Government commitment, to be reviewed within 2 years. The Integration Joint Board is asked to agree a contribution of £50,000 per year for each of the next two years to support transition to new Community Justice arrangements. This will be funded from within the social work, health and the Integrated Care Fund elements of the budgets. Specifically in relation to the latter, this will relate to the underused and returned sum of Transformation Fund identified in the paper (item No5) to the Integration Joint Board on 24<sup>th</sup> June 2016.

## **5. Representation and Engagement in Community Planning**

5.1 The Community Planning Partnership has a number of governance and engagement structures both at a city and local level. Representation on the structures, particularly at a city level will require to be refreshed to ensure that the priorities and work of the partners is embedded within partners' respective arrangements.

5.2 Whilst some consideration will be required to develop working arrangements across the partners to support mainstreaming of community planning, it is proposed that representation on the Community Planning Partnership Strategic Board and the Executive Group on behalf of the Integration Joint Board be undertaken by the Chief Officer and the Chief Officer (Operations) respectively.

5.3 Representation on community planning structures at the locality level will continue for the time being through officers from both health and the council already engaged locally, although this will be subject to review by localities.

5.4 Over the coming months as community planning transitions to the new arrangements, there will be some requirement for further changes to working arrangements, officer engagement and governance. It is expected that a further report will be presented to the Integration Joint Board or, subject to scheduling requirements, the Integration Joint Board Executive Committee, early in 2017.

5.5 This is the first in a series of reports around the changing legislative framework for community planning in Glasgow. The legislative environment is changing significantly and it is anticipated that a workshop is arranged for the Integration Joint Board to provide further background and information in this area.

## **6. Recommendations**

6.1 The Integration Joint Board is asked to:

- a) note this report;
- b) agree a contribution of £50,000 per year for the next two years, to support transition to new Community Justice arrangements and
- c) agree that the Integration Joint Board be represented on the Community Planning Partnership Strategic Board and Executive Group by the Chief Officer and the Chief Officer (Operations) respectively.

**DIRECTION FROM THE GLASGOW CITY INTEGRATION JOINT BOARD**

1	Reference number	311016-5-a
2	Date direction issued by Integration Joint Board	31 <sup>st</sup> October 2016
3	Date from which direction takes effect	31 <sup>st</sup> October 2016
4	Direction to:	Glasgow City Council and NHS Greater Glasgow and Clyde
5	Does this direction supersede, amend or cancel a previous direction – if yes, include the reference number(s)	No
6	Functions covered by direction	Community Justice functions
7	Full text of direction	Glasgow City Council and NHS Greater Glasgow and Clyde are directed to support the transition of the new Community Justice arrangements as outlined in this paper.
8	Budget allocated by Integration Joint Board to carry out direction	£50,000 expenditure to be funded from the social work, health and Integrated Care Fund budgets as determined by the Chief Officer: Finance and Resources.
9	Performance monitoring arrangements	In line with the agreed Performance Management Framework of the Glasgow City Integration Joint Board and the Glasgow City Health and Social Care Partnership.
10	Date direction will be reviewed	30 September 2017