



---

**REPORT TO: SPECIAL MORAY COUNCIL ON 24 JANUARY 2024**

**SUBJECT: ARRANGEMENTS FOR COUNCIL SCRUTINY OF MORAY INTEGRATION JOINT BOARD**

**BY: DEPUTE CHIEF EXECUTIVE (EDUCATION COMMUNITIES AND ORGANISATIONAL DEVELOPMENT)**

**1. REASON FOR REPORT**

- 1.1 To clarify Council scrutiny arrangements for Moray Integration Joint Board (MIJB).
- 1.2 This report is submitted to Committee in terms of Section I of the Council's Scheme of Administration relating to the terms of reference for committees.

**2. RECOMMENDATION**

- 2.1 It is recommended that the Council approve the reporting arrangements for Council scrutiny of Moray Integration Joint Board detailed in paragraphs 4.1 and 4.2.**

**3. BACKGROUND**

- 3.1 Moray Integration Joint Board (also known as Health and Social Care Moray) brings together Moray Council and NHS Grampian staff to jointly deliver a wide range of community health and social care services under the direction of the Moray Integration Joint Board. It was formally established in April 2016.
- 3.2 Both the Council and NHS Grampian have delegated statutory functions to MIJB through an Integration Scheme approved by the Scottish Government. The functions delegated by the Council include:
- Social care services including those provided to children and families
  - Fostering and adoption services
  - Child protection
  - Justice services
- 3.3 The Board is made up of members from the Council, members from NHS Grampian and professional staff. The cost of provision of the services delegated to the Board is shared between the Council and NHS Grampian.

- 3.4 MIJB has a distinct legal personality and the autonomy to manage itself. Whilst there is no role for the Council (or NHS Grampian) to independently sanction or veto decisions of the MIJB, it is important that the Council scrutinise the MIJB at various levels.
- 3.5 There has been some uncertainty over:
- which MIJB related issues should be reported to the Council.
  - which Council meetings these reports should be presented to
  - the phrasing of recommendations within these reports.
- 3.6 Areas which still require a decision of the Council:
- Annual agreement of the Council's financial contribution to MIJB
  - Approval of the report of the Chief Social Work Officer.
  - As a recipient of formal Directions from MIJB.
  - As an employer of staff who provide services directed by the Board
  - As a commissioner of hosted services (some functions are not delegated by managed by MIJB on behalf of the Council).
- 3.7 Areas delegated to MIJB where the Council has a scrutiny role:
- As a funding partner, monitoring MIJB's budgetary position.
  - As a community partner monitoring shared plans and outcomes
  - As a service partner delivering integrated services.
- 3.8 The proposals at 4.1 and 4.2 below clarify which Council meetings these issues will be presented to.

#### 4. **PROPOSALS**

- 4.1 Areas requiring recommendation to the Council to agree or approve.

	<b>Issue</b>	<b>Suggested meeting</b>
4.1.1	Annual approval of Council contribution to MIJB budget.	Moray Council
4.1.2	Council Budget-monitoring reports to include a short section on spending on IJB services (they already do, so modest change/addition	Moray Council
4.1.3	Consideration of directions from MIJB Council compliance with Directions	Relevant Committee or Moray Council if budgetary implications.
4.1.4	Staffing establishment issues	Corporate Committee or Moray Council if budgetary implications
4.1.5	Report of Chief Social Work Officer	Moray Council

- 4.2 **Areas for Council scrutiny.** For these areas report recommendations could include phrases such as:
- Note or endorse the position.
  - Seek further information/require further assurance
  - Make recommendation to MIJB

:

	<b>Issue</b>	<b>Suggested meeting</b>
4.2.1	MIJB budget monitoring reports	Moray Council [Audit and Scrutiny?]
4.2.2	MIJB strategic plan	Moray Council
4.2.3	MIJB's annual performance report (legislation says the IJB has to send the Council a copy)	Moray Council
	MIJB six monthly performance reports	Moray Council [Audit and Scrutiny or Education, Communities and Leisure Services?]
4.2.4	MIJB board minutes for information	Audit and Scrutiny
4.2.5	Policy and practice issues which overlap with council services (for example Childrens Services issues being reported to ECLS committee).	Relevant Committee

## **5. SUMMARY OF IMPLICATIONS**

### **(a) Corporate Plan and 10 Year Plan (Local Outcomes Improvement Plan (LOIP))**

The aims of the Council and the MIJB are aligned in the LOIP.

### **(b) Policy and Legal**

It is good practice under national “Following the Public Pound” and “Best Value” guidance for the Council to monitor the outcomes of externally funded partners. Any additional responsibilities added to the remit of the Council’s Audit and Scrutiny committee will require an amendment to the Council’s Scheme of Administration.

### **(c) Financial implications**

Given the pressure on Council finances and the risk over overspend in Social Care budgets it is important that the Council closely monitors the position.

### **(d) Risk Implications**

The proposals within 4.1 and 4.2 should help manage the financial risk outlined in the previous paragraph.

### **(e) Staffing Implications**

No direct implications.

### **(f) Property**

No direct implications

### **(g) Equalities/Socio Economic Impact**

No direct impact.

### **(h) Climate Change and Biodiversity Impacts**

No direct impact.

**(i) Consultations**

The Chief Executive, Chief Officer Moray Integration Joint Board, Chief Social Work Officer and Head of Education have been consulted on a draft of this report.

**5. CONCLUSION**

**5.1 This report clarifies Council decision making and scrutiny arrangements for Moray Integration Joint Board.**

Author of Report: Alasdair McEachan

Background Papers:

Ref: