

## Section 256 Agreement

**Title: Funding Transfer from NHS England to social care – 2013/14**

### **1. Parties to the Agreement**

This memorandum of agreement is to transfer resources from NHS England to Lincolnshire County Council are to be made via an agreement under Section 256 of the 2006 NHS Act with reference to the NHS Conditions Relating to Payments by NHS to Local Authorities Directions 2013.

**Paying Organisation:**

NHS England ( via Area Team Leicestershire and Lincolnshire)

**Receiving Organisation:**

Lincolnshire County Council

### **2. Duration**

The duration of the agreement will be from 1<sup>st</sup> April 2013 until the 31<sup>st</sup> March 2014.

### **3. Value of Investment and Payment Terms**

The value for transfer is **£12,054,454** as noted within *the National Document Funding Transfer from Health to Social Care Gateway reference 00186 Appendix A*

This is a non-recurrent payment to be made in 13/14 and shall be paid as one single payment within 30 days of the agreement having been signed and receipt of an invoice for the agreed value. The resources must be used for their intended and agreed purposes.

### **4. Conditions of Transfer**

In line with their responsibilities under the Health and Social Care Act, NHS England will make it a condition of the transfer that local authorities and CCGs have regard to the Joint Strategic Needs Assessment for their local population, and existing commissioning plans for both health and social care, in how the funding is used.

NHS England will also make it a condition of the transfer that local authorities demonstrate how the funding transfer will make a positive difference to social care services, and outcomes for service users, compared to service plans in the absence of the funding transfer.

Furthermore as required within the NHS Act 2006 for any S(256) transfer there must be a demonstrable benefit to health. For the purposes of this agreement, benefit to health is being defined as meeting one of the following objectives:-

- Facilitation of prompt discharge from acute hospitals where clinically appropriate
- Supporting patients towards a rapid recovery from an acute hospital episode
- Preventing patients from being admitted to hospital where other services may better meet their needs.
- Promoting seamless and integrated care across health and social care
- Supporting medium term strategy of integrated care with improved outcomes and better value.
- Ensuring core social service functions for adults and childrens are resourced to function effectively within resources available to prevent unnecessary pressures upon the healthcare system.

## 5. Investment Details

The table below summaries the financial breakdown across the work streams. A financial breakdown by project is attached within **Appendix A**: A description of the projects is included within **Appendix B**. Both appendices are attached to this agreement.

Supported hospital discharge	£2,350,000
Reablement	£3,400,000
Mental health & LD	£4,573,000
Prevention	£575,000
Other - Performance Improvement	£3,080,000
less Reserves carry forward Lincolnshire County Council	<b>-£1,924,000</b>
<b>S(256) total Funds</b>	<b>£12,054,000</b>

## 6. Additional Terms of Agreement

- Lincolnshire County Council will work closely and collaboratively with the four Clinical Commissioning Groups in Lincolnshire to implement and monitor the effectiveness of the schemes. Where schemes are not delivering then by joint discussion and agreement the resources are re-targeted within the conditions identified above. Any material change will result in a variation to the agreement and must be signed by both parties to this agreement which is evidence based by supporting written agreement by 4 Clinical Commissioning Groups.
- There is commitment to implementation at the earliest opportunity with the immediate aim to ease winter pressures upon acute hospital


beds and reduce dependency on long term Adult Social Care maintenance services.

- The Council through the preventative work steam and as part of the wider re-ablement agenda will actively provide transitional support for users who no longer meet Adult Social Care eligibility criteria thus avoiding escalation to NHS provided care.

## 7. Governance and Reporting Arrangements

- The Area Teams will ensure that the CCG/s and local authority take a joint report to the Health and Wellbeing Board to agree what the funding will be used for, any measurable outcomes and the agreed monitoring arrangements in each local authority area.
- The Health & Wellbeing Board then approves the report which has appended to it the agreed Section 256 agreement between the local authority and NHS England. The agreement is signed by both parties.
- The schemes will be monitored and must be able to demonstrate adherence to the objectives identified in section 4 above. A Performance framework is currently being developed and this will require formal written agreement by both parties.

### The Signed Agreement

NHS England (Area Team Leicestershire and Lincolnshire) <b>Mr Andy Leary</b>	
Position: Finance Director	
Date:	18/11/2013
For Lincolnshire County Council <b>Mr Tony McArdle</b>	
Position: Chief Executive	
Date:	

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