

WRITTEN STATEMENT OF A KEY DECISION CABINET

ITEM:	SECTION 75 PARTNERSHIP AGREEMENT
Members Present:	Councillors: JG Jarvis (Leader), H Bramer, RB Hamilton, AW Johnson, PM Morgan, GJ Powell, PD Price (Deputy Leader).
Date of Decision:	16 May 2013
Exempt:	No
Confidential	No
<p>This is a key decision because</p> <p>It is likely to result in the Council incurring expenditure which is, or the making of savings which are, significant having regard to the Council's budget for the service or function concerned. A threshold of £500,000 is regarded as significant.</p> <p>And/or</p> <p>It is likely to be significant in terms of its effect on-</p> <p>Two or more Wards or electoral divisions;</p> <p>One Ward (unless the number of those affected is very small or it is impractical to treat this as a key decision).</p>	
<p>A notice was served in accordance with Part 3, Section 9 (Publicity in connection with key decisions) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.</p>	
Urgency/Special Urgency: (As defined in Constitution)	No
Purpose:	To approve the financial schedule between Herefordshire Council and Herefordshire Clinical Commissioning Group for 2013 to 2014 attached as Appendix D to the Section 75 and agree the extension to the existing Section 75, until the 30 June 2013, whilst work continues to develop a 'fit-for-purpose' new Partnership Agreement for 2013/16.
Decision:	<p>THAT:</p> <p>(a) The financial schedule for 2013/14 in Appendix D page 26 of the report was approved on behalf of the Council;</p> <p>(b) An extension and novation of the existing Section 75 was agreed until June 30 2013;</p> <p>(c) The work in progress on a new Section 75 Agreement was endorsed, with a final document to be approved by 1</p>

	<p>June; and</p> <p>(d) Delegated authority be given to the Director for People’s Services in consultation with the Cabinet Member Health & Wellbeing to sign off the final Section 75 Agreement on behalf of the Council.</p>
Reasons for the Decision:	To ensure that the Council and the HCCG have a legal basis for joint, effective commissioning.
Options Considered:	The Council and the HCCG could decide not to pursue a Section 75, and have separate approaches to commissioning and service provision. This would however not be in the best interests of people in Herefordshire, with the potential to create fragmented services, and inefficient use of resources. This would also make it more difficult to deliver the Health and Wellbeing Strategy.
Conflict of Interest ■ (See below):	No declarations
Date the key decision is due to take effect:	23 May 2013

<p>COUNCILLOR JG JARVIS</p> <p>LEADER OF THE COUNCIL</p>	<p>Date: 16 May 2013</p>
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■ a record of any conflict of interest declared by any executive member who is consulted by the member which relates to the decision;

And

■ in respect of any declared conflict of interest, a note of dispensation granted by the relevant local authority’s head of paid service.

<p>To be completed by officer:</p>	
<p>Date consent received from Chairman of the Health Overview & Scrutiny Committee:</p>	
<p>Subject to Call-in:</p>	<p>This Decision was not called in OR This Decision was called in on DATE by Councillors NAME, NAME and NAME. The call in meeting of theScrutiny Committee was held on DATE</p>
<p>Was the decision modified?</p>	<p>Yes/No</p>
<p>If yes Cabinet Member (.....) decision reference:</p>	
<p>If no any comment(s) to be noted</p>	
<p>Date original decision took effect:</p>	<p>DAY AFTER SCRUTINY MEETING</p>