

Update on the Implementation of the Special Educational Needs and Disability Reforms (SEND)

Governing Body meeting

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4 December 2014

Author(s)	Dr Nikki Bates, CCG Governing Body Lead, Children and Families Portfolio. Kate Laurance, CCG Senior Commissioning Manager, Children Young People and Maternity
Sponsor	Dr Nikki Bates, CCG Governing Body Lead, Children and Families Portfolio.
Is your report for Approval / Consideration / Noting	
For consideration.	
Are there any Resource Implications (including Financial, Staffing etc)?	
Not applicable at this stage.	
Audit Requirement	
<u>CCG Objectives</u>	
<i>Which of the CCG's objectives does this paper support?</i> 2. To improve the quality and equity of healthcare in Sheffield	
<u>Equality impact assessment</u>	
<i>Have you carried out an Equality Impact Assessment and is it attached?</i> No	
<i>If not, why not?</i> Not applicable	
<u>PPE Activity</u>	
Development of the SEND reforms has involved the Parent Carer Forum parents and carers at all stages. Engagement with 'How does your paper support involving patients, carers and the public'?	
Recommendations	
The Governing Body is asked to: <ul style="list-style-type: none"> • Note the progress made in delivering the reforms and next steps • Receive a report in June 2015 for a further update 	

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1. Background

1.1. The Children and Families Act 2014 became statute on 1 September 2014 and reforms the process by which Local authorities, NHS and partners assess and support children and young people with a special educational need and disability.

1.2. The main changes are:

- Changes to the statutory assessment process
- Introduction of Education and Health Care (EHC) Plans to replace SEN statements
- Publication of an online Local Offer provision
- Developing joint commissioning arrangements for children and young people 0-25 years old with an SEN or disability
- Strengthening parental rights and decision making

1.3. The Act provides CCGs with a duty to cooperate with the Local Authority in commissioning integrated, personalised services and designing the Local Offer. The CCG has a duty to ensure that clinicians and providers:

- Support the identification of children and young people with SEN
- Respond to requests for advice for an EHC plan within required time limits
- Make available health care provision specified in the EHC plan as per their commissioning role
- Contribute to regular reviews of children and young people with EHC plans
- Contribute to the Local Offer to include information about health care provision is detailed

1.4. The CCG's key responsibilities are:

- 1) Contribute to the development of the Local Offer website to ensure it reflects relevant child and adult health services
- 2) Support the planning process for the EHC Plans
- 3) Establish a Designated Medical Officer (DMO) function
- 4) Support the development of joint commissioning arrangements locally for this population.

1.5. An overview of delivery of the reforms to date was provided at Governing Body's meeting in September; this paper provides a further update on where we are to date in meeting our statutory duties, the next steps required to ensure compliance and risks to delivery.

2. Progress to date

2.1. The process to implement the level of transformation required through the SEND reforms is evolving as the Local Authority, Schools and NHS work together to implement and learn from the new processes. The reforms have presented a significant culture change for services supporting children and young people with a SEND and how they work together. Transformation is being delivered through planned stages and continues to be developed through joint working between key partners.

2.2. Key progress to date against CCG responsibilities is as follows:

2.2.1. Local Offer

Services based at Sheffield Children's Hospital Foundation Trust and other provision is detailed on the website including community equipment.

The Local Offer has been promoted through the GP Bulletin and Connect Magazine.

Distribution of Local Offer information cards to GPs and various other healthcare settings is underway.

2.2.2. EHC Plans

A six-step pathway is in place for development of the EHC Plans including timescales in line with new legislation.

A conversion timetable is in place to transfer children and young people with an SEN statement to an EHC Plan in line with statutory requirements.

An internal NHS SEND group is in place to work through issues and establish processes and the CCG is represented at the Future Shape SEND Board and there supporting work streams.

2.2.3. Designated Medical Officer (DMO) function

Negotiations are underway with Sheffield Children's NHS Foundation Trust to agree a service specification for the Designated Medical Offer role which will be fulfilled by the Consultant Paediatrician in child development and neuro disability. Interim arrangements are in place and the specific needs within the DMO will be realised following further development of the EHC pathway.

2.2.4. Joint commissioning

Proposals for Strategic Joint Commissioning and Individual Joint Commissioning have been developed and agreed by the Children's Joint Commissioning Group.

Models of joint commissioning or aligned commissioning are in place in several areas within scope for this population.

Joint commissioning of community equipment is underway.

The CCG's position on personal health budgets has been agreed and shared with education and social care staff and a process to access personal health budgets for Children and Adults eligible for CHC is in place at NHSS CCG.

3. Next Steps

3.1. Phase two of the reforms is being planned in order to embed the new ways of working within SEND services. The focus over the next three-six months will be to undertake work set out under the new governance structure:

3.2. The governance structure has been agreed by the Future Shape SEND Board and will be put in place to ensure delivery of the next phase. The new structure involves the following:

- Work stream groups to take forward plans on redesigning pathways, joint commissioning, communications and resources. These groups will feed up to the Future Shape SEND Board.
- A user reference group involving service users, parents and carers to work alongside the work stream groups and Board.
- The Future Shape SEND Board will feed into the CET, Children's Joint Commissioning Group and Children's Health and Wellbeing Partnership Board.

Proposed Governance Model



Terms of reference and project plans are being developed and health will be represented throughout the new arrangements. The structure will be reviewed in September 2015.

3.3. The CCG is working with providers and the Local Authority to further develop the Local Offer, particularly to ensure adult services are detailed on the website. The Complex Needs Group in adult services is being asked to support this work.

3.4. For joint commissioning, the priority is to define within the context of partnership working the next phase of movement in provision to be offered via a PHB and to scope the provision to be considered as part of a health PHB offer in the future, involving an impact assessment.

3.5. A workforce development strategy is being developed to identify and plan support needs within the workforce to implement the reforms.

4. Recommendations

4.1 The Governing Body is asked to:

- Note the progress made in delivering the reforms and next steps
- Receive a report in June 2015 for a further update

Paper prepared by Kate Laurance, CCG Senior Commissioning Manager, Children Young People and Maternity

On behalf of Dr Nikki Bates, CCG Governing Body Lead, Children and Families Portfolio

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