

Table 6 – Delegations to the Director for Health and Care

| | Delegation | Overall Responsible Body |
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| 1 | Under Section 6 of the Local Authority Social Services Act 1970 to be the Council's appointed Director of Adult Social Services and to be accountable for the delivery of local authority services functions listed in Schedule 1 of that Act (as amended). | Cabinet |
| 2 | In accordance with the provisions of the National Health Service Act 2006 to undertake joint collaborative action, as appropriate, with the National Health Service and other partner organisations for the planning and provision of jointly operated services within the County Council's area, including the development of Co-operation Agreements and Partnership Agreements for joint working arrangements. | Cabinet |
| 3 | To be responsible for functions exercisable on behalf of an NHS body so far as it relates to adults. | Cabinet |
| 4 | To be accountable for assessing local needs and ensuring availability and delivery of a full range of adult social services. | Cabinet |
| 5 | To be responsible for safeguarding vulnerable adults. | Cabinet |
| 6 | To implement or determine, subject to any right of review or appeal which may apply, all matters concerning the provision of mental health services including acceptance and exercise of guardianships and receivership under the Mental Health Act 2007. | Cabinet |
| 7 | To implement or determine, subject to any right of review or appeal which may apply, all matters concerning the provision of services provided under the Mental Capacity Act 2005. | Cabinet |
| 8 | To formally approve and authorise Mental Health Professionals who are eligible and qualified to be considered as Approved Mental Health Practitioners. | Cabinet |
| 9 | To set and vary rates for providers of all forms of adult social care in consultation with the County Treasurer. | Cabinet |
| 10 | To provide, operate, commission and vary payments to external providers in respect of services arranged for Adults care. | Cabinet |
| 10a | To approve the write off of Care Debts up to £10,000. | Cabinet |
| 11 | To meet the requirements as set down by regulatory bodies in relation to the operation Adult's Services. | Cabinet |
| 12 | In conjunction with the Director for Families and Communities, to protect and promote the welfare of vulnerable young adults including vulnerable young people moving into adulthood, gypsies, travellers, refugees, asylum seekers and proven victims of modern day slavery. NB. This duty to apply to all members of the groups listed, up to and including the age of 17 years. The maximum age limit to be extended to "up to and | Cabinet |



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| | including 25 years” for those individuals formally supported under the SEND provisions. | |
| 13 | In conjunction with the Director for Families and Communities, to co-ordinate the transition of service provision for children who will require services in adulthood. | Cabinet |
| 14 | To meet the requirements as set down by regulatory bodies in relation to the employment, registration and training of all registerable staff. | Cabinet |
| 15 | To produce the Joint Strategic Needs Assessment pursuant to the Council’s responsibilities set out in Section 116 Local Government and Public Involvement in Health Act 2007 for Health and Social Care needs. | Cabinet |
| 16 | To develop with partners a Joint Health and Wellbeing Strategy for the Council’s area | Cabinet |
| 17 | To lead and coordinate the Staffordshire and Stoke-on-Trent Safeguarding Vulnerable Adults Partnership in accordance with legislation and guidance. | Cabinet |
| 18 | To appoint Proper Officers for Adult Social Services functions. | Cabinet |
| 19 | In conjunction with the Director for Families and Communities, to be responsible for functions in respect of: <ul style="list-style-type: none"> • co-operation to improve well-being with partner agencies; • multi agency arrangements to safeguard and promote welfare; • information databases. | Cabinet |
| 20 | To be responsible for such other functions conferred on or exercisable by the authority as may be prescribed by the Secretary of State by regulation and which fall within the remit of the Directorate. | Cabinet |
| PUBLIC HEALTH | | |
| 21 | Under Section 30 of the Health and Social Care Act 2012, to be the officer responsible for improving public health and ensuring that the local authority discharges and thereby performs its public health duties appropriately and in accordance with the national objectives. | Council |
| 22 | To be the principal/lead adviser on all health related matters to elected members and officers of the local authority, covering all three domains of public health namely: health improvement, health protection and healthcare public health whilst also playing a key role in the reduction of health inequalities. | Council |
| 23 | To have day to day responsibility for the ring-fenced public health grant along with overall responsibility for ensuring that it is invested in order to improve health locally. | Council |



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| 24 | <p>To be accountable for the strategic development of, and appropriate use of resources in connection with, public health programmes for:</p> <ul style="list-style-type: none"> • children’s services; • health visiting (for 0-5 year olds); • the child health and wellbeing programme (formerly school nursing) (for 5-19 year olds). <p>such programmes to be in accordance with the national legal framework and drawn up in agreement with Director of Families and Communities as the operational manager of services.</p> | Council |
| 25 | <p>To be responsible under Section 73A(1) of the National Health Service Act 2006, inserted by Section 30 of the Health and Social Care Act 2012 for all of the local authority’s duties to take appropriate steps to improve the public health of people in their area. including directly or indirectly:</p> <ul style="list-style-type: none"> • providing assistance (including financial assistance) to help individuals to minimise any risks to health arising from their accommodation or environment; • providing training for persons working or seeking to work in the field of health improvement; • discharging any of the Secretary of State’s public health protection or health improvement functions that are delegated to the local authorities, either by arrangement or under regulations; • discharging the Secretary of State’s public health functions exercised by local authorities in pursuance of arrangements under section 7A of the 2006 Act; • exercising of the local authority’s functions in planning for and responding to emergencies that present a risk to public health; • fulfilling the local authority’s role in co-operating with the police, the probation service and the prison service to assess the risks posed by violent or sexual offenders; • discharging such other public health functions as the Secretary of State specifies in regulations; • preparing the annual report on the health of the population in the local area. | Council |
| 26 | <p>To provide leadership, expertise and advice to the elected members and senior officers on a range of issues, including outbreaks of disease and emergency preparedness to improving local people’s health and concerns around access to health services.</p> | Council |
| 27 | <p>To work with the Police and Crime Commissioner for Staffordshire to promote safer communities and to work to influence the work of NHS commissioners.</p> | Council |



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| 28 | To provide the local authority's public health response as a responsible authority under the Licensing Act 2003 such as making representations about licensing applications. | Council |
| 29 | Where the local authority provides or commissions a maternity or child health clinic, to be responsible for providing Healthy Start Vitamins. | Council |
| 30 | To be responsible for the following mandatory services: <ul style="list-style-type: none"> • NHS Health Check assessments; • Delivery of the National Child Measurement Programme (weighing and measuring); • Securing the provision of appropriate access to sexual health services; • Ensuring that NHS Commissioners/Clinical Commissioning Groups receive the public health advice they need. | Council |
| 31 | To be responsible for the following non-mandatory public health services, the commissioning and delivery of which to be based on local need: <ul style="list-style-type: none"> • Tobacco control and smoking cessation programmes; • Alcohol and drug misuse services; • Interventions to tackle obesity and community nutrition initiatives; • Increased levels of physical activity in the local population; • Public mental health services; • Dental public health services; • Accidental injury prevention; • Population interventions to reduce and prevent birth defects; • Behavioural and lifestyle campaigns to prevent cancer and long-term conditions; • Local initiatives to reduce excess deaths as a result of seasonal mortality; • Local initiatives on workplace health; • Public health aspects of promotion of community safety, violence prevention and response; • Public health aspects of local initiatives to tackle social exclusion; • Local initiatives that reduce public health impacts of environmental risks. | Council |

