

Table 6 - Delegations to the Director for Health and Care

No.	Delegation	Overall Responsible Body
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 by the Care Act 2014 and any further relevant legislation]	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 Practitioner	Cabinet
9	To set and vary rates for providers of all forms of adult social care in consultation with the Director of Finance.	Cabinet
10	To provide, operate, commission and vary payments to external providers in respect of services arranged for Adults care.	Cabinet
10.1	To approve the write off of Care Debts up to £10,000	Cabinet
10.2	Following consultation with the County Solicitor, to instruct the County Solicitor to sign/process a Deferred Payment Agreement (DPA) to be signed and sealed by the Legal Department and passed to the Land Registry to place legal charge against a property.	Council / Cabinet

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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 Children and Families, 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. <i>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 including 25 years" for those individuals formally supported under the SEND provisions.</i>	Cabinet
13	In conjunction with the Director for Children and Families, 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 Children and Families, to be responsible for functions in respect of:	Cabinet
	co-operation to improve wellbeing with partner agencies	
	multi agency arrangements (including Staffordshire and Stoke-on-Trent Safeguarding Boards) to safeguard and promote welfare information databases	
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
24	To be accountable for the strategic development of, and appropriate use of resources in connection with public health programmes for:	Council
	children's services	
	health visiting (for 0-5 year olds) the child health and wellbeing programme (formerly school nursing) (for 5-19 year olds)	
	such programmes to be in accordance with the national legal framework and drawn up in agreement with Director of Children and Families as the operational manager of services	

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25	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:	Council
	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 the Secretary of State specifies in regulations.	
Preparing the annual report on the health of the population in the local area		
26	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	Council
27	To work with the Police, Fire and Crime Commissioner for Staffordshire to promote safer communities and to work to influence the work of NHS commissioners	Council
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	Council
	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	
31	To be responsible for the following non-mandatory public health services, the commissioning and delivery of which to be based on local need:	Council
	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		