

## Record of Delegated Executive Decision(s)

### 1. Subject of decision

Decision to enter into a section 75 (of the Health Service Act 2006) agreement with the North East and North Cumbria Integrated Care Board to operationalise the Better Care Fund for 2024/25

### 2. Name and Title of Decision Maker

Eleanor Binks, Director of Adult Social Care

### 3. Details of any Conflict of Interest and any Dispensation granted in respect of such Interest.

None

### 4. Executive summary (To be taken from written report)

On 20 May 2024 Cabinet agreed that the draft Better Care Fund Plan for 2024-25 be submitted to the Health and Wellbeing Board for further approval and for the plan's submission to NHS England. At the same meeting, Cabinet gave the Director of Adult Services, in consultation with the Director of Resources, and Head of Law, authorisation to enter into an Agreement under section 75 of the National Health Service Act 2006 (section 75 Agreement) and to implement the financial and administrative arrangements for the Better Care Fund.

### 5. Alternative Options considered.

Not entering into a s.75 agreement. However, this may prevent the Authority receiving vital funding to maintain adult social care services within the Borough. The Government requires a s.75 agreement to be in place by 30 September 2024.

## **6. Decision(s)**

The Director of Adult Services following consultation with the Director of Resources and Head of Law will enter into the section 75 Agreement with the Integrated Care Board in relation to the Better Care Fund for 2024-25.

## **7. Reasons for the Decision(s)**

Entering into a s.75 agreement enables the Authority to receive funding to maintain adult social care services within the Borough. The Government requires a s.75 agreement to be in place by 30 September 2024.

## **8. Date Decision Made**

23 September 2024

### ***To be completed by Democratic Services***

## **9. Is this decision subject to call-in and if so expiry date of call-in period**

5pm on 1 October 2024

## **10. Date of Publication**

24 September 2024

## **11. Implementation Date (if decision not called in)**

After 5pm on 1 October 2024