

## Impact Assessment - First Stage

### 1. Details of the initiative

<b>Initiative description and summary:</b> Section 33 Agreement for Care Homes in the West Glamorgan Region
<b>Service Area:</b> Adult Social Care
<b>Directorate:</b> Social Services Health and Housing

### 2. Does the initiative affect:

	Yes	No
Service users		x
Staff		x
Wider community		x
Internal administrative process only	x	

### 3. Does the initiative impact on people because of their:

	Yes	No	None/ Negligible	Don't Know	Impact H/M/L	Reasons for your decision (including evidence)/How might it impact?
Age			x		L	<p>Although the Section 33 agreement covers commissioned care home placements for older people aged 65 and over, this proposal will have no/negligible impact on people with a protected characteristic by virtue of their age.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to their age as they will see no change to their provision, including access, availability, model or quality as a direct result of</p>

						entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.
Disability			x		L	<p>Although the Section 33 agreement covers commissioned care home placements, which are often required to support people with a disability, this proposal will have no/negligible impact on people with a protected characteristic by virtue of their disability.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to their disability as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>
Gender Reassignment		X			I	<p>It would not be more likely that a person requires a care home placement due to gender reassignment.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to gender reassignment as they will see no change to their</p>

						<p>provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>
Marriage/Civil Partnership			X		L	<p>Although people who require a care home placement may be in a marriage/civil partnership this proposal will have no/negligible impact on people with a protected characteristic by virtue of their marriage/civil partnership.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to their marriage/civil partnership status as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>
Pregnancy/Maternity		X			L	<p>Due to the age range that this proposal covers it is a low chance that people requiring a care home to which this proposal relates would have a protected characteristic</p>

						<p>by virtue of pregnancy/maternity. Regardless of this, it would not be more likely that a person requires a care home placement due to pregnancy/maternity.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to pregnancy/maternity as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>
Race		X			L	<p>It would not be more likely that a person requires a care home placement due to race.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to race as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these</p>

						arrangements should be subject to a formal written agreement.
Religion/Belief		X			L	<p>It would not be more likely that a person requires a care home placement due to religion/belief.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to religion/belief as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>
Sex		X			L	<p>It would not be more likely that a person requires a care home placement due to their sex.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to sex as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these</p>

						arrangements should be subject to a formal written agreement.
Sexual orientation		X			L	<p>It would not be more likely that a person requires a care home placement due to sexual orientation.</p> <p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to sexual orientation as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.</p>

**4. Does the initiative impact on:**

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence used) / How might it impact?
People's opportunities to use the Welsh language		X			L	There are provisions in the contract between NPT CBC and care homes with regards to the Welsh Language Act. This proposal will not change the contract that NPT CBC holds with care homes. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which

						makes it clear that these arrangements should be subject to a formal written agreement.
Treating the Welsh language no less favourably than English		x			L	There are provisions in the contract between NPT CBC and care homes with regards to the Welsh Language Act. This proposal will not change the contract that NPT CBC holds with care homes. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.

**5. Does the initiative impact on biodiversity:**

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence) / How might it impact?
To maintain and enhance biodiversity		X			L	Not applicable
To promote the resilience of ecosystems, i.e. supporting protection of the wider environment, such as air quality, flood alleviation, etc.		X			L	Not applicable

**6. Does the initiative embrace the sustainable development principle (5 ways of working):**

	Yes	No	Details
<b>Long term</b> - how the initiative supports the long term well-being of people	X		<p>Welsh Government views closer working through the establishment of pooled funds as a way to support better quality and more efficient services by encouraging partners to collaborate in ways that maximises their capacity to shape the market. Intended benefits of pooled fund arrangements include:</p> <ul style="list-style-type: none"> <li>• Less duplication by eliminating or reducing similar processes undertaken and funded by different commissioners;</li> <li>• Fewer gaps as more integrated commissioning maximises the opportunity to target resources where they are needed. For example by creating combined integrated services to meet complex needs;</li> <li>• Reduced silo working where separate budget pressures and processes can lead to different priorities or unilateral decision making, which can have destabilising impacts;</li> <li>• More efficient processes with fewer coordination problems which can occur when separate organisations have differing roles and functions;</li> <li>• Reduced delays which can occur when decision-making involved more than one commissioner, requiring multiple agreements.</li> </ul>
<b>Integration</b> - how the initiative impacts upon our wellbeing objectives	X		<p>Welsh Government views closer working through the establishment of pooled funds as a way to support better quality and more efficient services by encouraging partners to collaborate in ways that maximises their capacity to shape the market. Intended benefits of pooled fund arrangements include:</p> <ul style="list-style-type: none"> <li>• Less duplication by eliminating or reducing similar processes</li> </ul>

			<p>undertaken and funded by different commissioners;</p> <ul style="list-style-type: none"> <li>• Fewer gaps as more integrated commissioning maximises the opportunity to target resources where they are needed. For example by creating combined integrated services to meet complex needs;</li> <li>• Reduced silo working where separate budget pressures and processes can lead to different priorities or unilateral decision making, which can have destabilising impacts;</li> <li>• More efficient processes with fewer coordination problems which can occur when separate organisations have differing roles and functions;</li> </ul> <ul style="list-style-type: none"> <li>• Reduced delays which can occur when decision-making involved more than one commissioner, requiring multiple agreements.</li> </ul>
<p><b>Involvement</b> - how people have been involved in developing the initiative</p>	<p>X</p>		<p>Welsh Government views closer working through the establishment of pooled funds as a way to support better quality and more efficient services by encouraging partners to collaborate in ways that maximises their capacity to shape the market. Intended benefits of pooled fund arrangements include:</p> <ul style="list-style-type: none"> <li>• Less duplication by eliminating or reducing similar processes undertaken and funded by different commissioners;</li> <li>• Fewer gaps as more integrated commissioning maximises the opportunity to target resources where they are needed. For example by creating combined integrated services to meet complex needs;</li> <li>• Reduced silo working where separate budget pressures and processes can lead to different priorities or unilateral decision making, which can have destabilising impacts;</li> <li>• More efficient processes with fewer coordination problems which can occur when separate organisations have differing roles and functions;</li> </ul> <ul style="list-style-type: none"> <li>• Reduced delays which can occur when decision-making involved</li> </ul>

			more than one commissioner, requiring multiple agreements.
<b>Collaboration</b> - how we have worked with other services/organisations to find shared sustainable solutions	X		<p>Welsh Government views closer working through the establishment of pooled funds as a way to support better quality and more efficient services by encouraging partners to collaborate in ways that maximises their capacity to shape the market. Intended benefits of pooled fund arrangements include:</p> <ul style="list-style-type: none"> <li>• Less duplication by eliminating or reducing similar processes undertaken and funded by different commissioners;</li> <li>• Fewer gaps as more integrated commissioning maximises the opportunity to target resources where they are needed. For example by creating combined integrated services to meet complex needs;</li> <li>• Reduced silo working where separate budget pressures and processes can lead to different priorities or unilateral decision making, which can have destabilising impacts;</li> <li>• More efficient processes with fewer coordination problems which can occur when separate organisations have differing roles and functions;</li> <li>• Reduced delays which can occur when decision-making involved more than one commissioner, requiring multiple agreements.</li> </ul>
<b>Prevention</b> - how the initiative will prevent problems occurring or getting worse	X		<p>Welsh Government views closer working through the establishment of pooled funds as a way to support better quality and more efficient services by encouraging partners to collaborate in ways that maximises their capacity to shape the market. Intended benefits of pooled fund arrangements include:</p> <ul style="list-style-type: none"> <li>• Less duplication by eliminating or reducing similar processes undertaken and funded by different commissioners;</li> <li>• Fewer gaps as more integrated commissioning maximises the</li> </ul>

			<p>opportunity to target resources where they are needed. For example by creating combined integrated services to meet complex needs;</p> <ul style="list-style-type: none"> <li>• Reduced silo working where separate budget pressures and processes can lead to different priorities or unilateral decision making, which can have destabilising impacts;</li> <li>• More efficient processes with fewer coordination problems which can occur when separate organisations have differing roles and functions;</li> <li>• Reduced delays which can occur when decision-making involved more than one commissioner, requiring multiple agreements.</li> </ul>
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**7. Declaration - based on above assessment (tick as appropriate):**

A full impact assessment (second stage) <b>is not</b> required	x
Reasons for this conclusion	
<p>Entering into this agreement is an arrangement between commissioning partners with regards to pooling funds. As such, in itself, entering into the Section 33 agreement will not have an impact on people due to a protected characteristic as they will see no change to their provision, including access, availability, model or quality as a direct result of entering into a Section 33 agreement. The agreement is an administrative function as a way for the Council to meet its obligations under Section 9 of the</p>	

Social Services and Wellbeing (Wales) Act 2014 and Paragraph 62 of the statutory guidance, which makes it clear that these arrangements should be subject to a formal written agreement.

A full impact assessment (second stage) **is** required

Reasons for this conclusion

	<b>Name</b>	<b>Position</b>	<b>Signature</b>	<b>Date</b>
Completed by	Chelé Zandra Howard	PO Commissioning	CZHoward	13.06.19
Signed off by	Angela Thomas	Head of Service	A Thomas	13.06.19