

### worldclasscommissioning

adding life to years and years to life

## Working effectively with providers to stimulate the market

#### **Bruce Potter**

Legal Advisory Commissioning and System Management, Department of Health

#### Mike Parish

Chair, NHS Partners Network







### Objectives of this session and areas we will cover

- Key changes to C7, C9 and C10 for Year 2
- How PCTs move from facts about the market to a real understanding of the opportunities/ challenges
- What 'stimulating' the market really means and implications for PCTs' relationships with providers at each stage of the contracting process
- The implications of the current economic climate on provider / commissioner relationships

## Main changes to Competencies 7, 9, and 10 for Year 2 of WCC

#### **Competency 7**

- Increasing choice:
  - PCT works with referrers to improve choice offer and increase uptake
- Market management:
  - · Priority market segments are identified
  - Benefit of changing or working with providers is assessed by segment
  - Barriers to entry / exit are removed

#### **Competency 3**

- Rigorous contract negotiation:
  - Using locally defined negotiation variables which align to the PCT's strategic priorities
- Monitoring provider service quality and productivity:
  - For each provider, metrics are specified, incentivised and tracked

## Competency 10

- Thorough and regular performance data collection on providers:
  - Includes quality and health outcome data
- Appropriately timed provider performance discussions:
  - Determined by scale of provider and potential risk
  - Informed by analysis of recent data to include identification of risks
- Proactive compliance management:
  - Tailored to all providers in each sector

## Changes for Year 2 reflect

- Feedback from last year's evaluation and this year's consultation
- Need for contracts that deliver on local strategic priorities, ensure high levels of quality and productivity and allow for performance management
- Need for systematic market management to improve efficiency and effectiveness







## Working effectively with providers

#### **Bruce Potter**

Legal Advisory Commissioning and System Management, Department of Health

## Working effectively with providers to stimulate the market

#### Outline steps needed to engage with providers

- Understand the outcomes you are trying to achieve
- Understand your market(s) and your providers (current and potential)
- 3 Objectives for engagement with providers
- Collecting and using right information to work with providers

## Understand the outcomes you are trying to achieve

- Patient need and the outcomes you are seeking are the key drivers
- You cannot talk to providers until you understand your need
- Understanding the need does not preclude
  - Discussions with providers
  - The refining of need through discussion with providers
- You have to be an informed commissioner to be an intelligent customer
- WCC outcomes and priorities should be aligned with market stimulation

## Understand your market(s) and your providers (current and potential)

- Explicit requirement to understand all segments of the market (and all providers operating in those various segments)
- Many PCTs have been engaged in the last year in understanding key health markets – need to leverage that investment and the skills gained
- Need to recognise the providers in your markets will continuously evolve, so health market analysis needs to be continuous
- Knowing who can do what at all levels of provision is a core skill for commissioners – specialist local as well as major acute
- Knowing current status and capability of providers is one thing but real skill is knowing what providers could be challenged to deliver

## Objectives for engagement with providers

**Explain**  Explain need and outcomes you are seeking Test your service plans – the providers have to deliver it **Test**  Listen to ideas, concerns, and challenges Listen of providers Challenge providers to consider if they could deliver service By themselves Challenge With new skills With local partners / clinicians / third sector / acute providers Not respond – if not why not Result – a tested and refined service improvement – but still Result 'owned' by the commissioner

## Collecting and using the right information to work with providers

- Changes to WCC 9 and 10 highlight the need to continue engagement with Providers post service commencement
- Vital to have (enough but not too much of the) right information to
  - Manage service delivery
  - Identify problems
  - Identify areas for improvement especially patient experience and quality
  - Drive further improvements
- Information is a key tool to ongoing stimulation of providers, effective contract management and continuing service improvement







### **Market stimulation**

Mike Parish Chair, NHS Partners Network

## Three key messages

Develop and engage the market strategically

Share needs, objectives, constraints early, openly, positively

Create the conditions for successful delivery and actively support

## Develop the market strategically

- Plurality is only just emerging and so provider capacity and competence is mixed
- Engage early share your thoughts and challenges and get a dialogue going. Reconcile open market opportunity and procurement process obligation with selective dialogue
- Put your effort and resource into good analysis and realistic projections
  - Invite innovation
  - Pilots must be encouraged not stifled
  - Don't let procurement process be a block

## Open sharing of needs and constraints

- Make it ambitious but realistic
  - Fit for purpose
  - Good analysis and assumptions
  - Realistic chance of success
- Be clear on the benefits and dependencies
  - Retain or transfer risk in accordance with ability to manage risk
  - Don't constrain unnecessarily, be realistic omelettes and eggs
- Consider the incentives for all parties and ensure that there is a real and addressable opportunity
  - Build trust
  - Give and listen to advice on what will and won't work

### Create the conditions for successful delivery

- Avoid or assertively manage predictable challenges
  - Most challenges are foreseeable but Nelson's syndrome prevails!
  - e.g. additionality, volume ramp up, guaranteed payments etc
- Manage the stakeholders
  - Realise that are closely aligned
  - Share the plan and drivers openly and boldly
- Give new projects your support
  - Demand pull is replacing supply push what does this really mean?
  - New ideas may fail without active help







# questions