

**Democracy and Standards Committee**  
**11<sup>th</sup> July 2022**

<b>Report Title</b>	<b>Health and Wellbeing Board (HWB) – Revised Terms of Reference</b>
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**List of Appendices**

**Appendix A - Draft HWB terms of reference (in accordance with the Health and Care Act 2022)**

**Appendix B – Copy of current HWB terms of reference**

**Appendix C – Copy of Health and Wellbeing Board report 5<sup>th</sup> July 2022**

**1. Purpose of Report**

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- 1.1.1 To consider the draft Health and Wellbeing Board Terms of Reference revised in line with the Health and Care Act 2022 for the Integrated Care System (ICS) from the 1<sup>st</sup> July 2022.
- 1.1.2 The Democracy and Standards Committee is being requested to comment on the Constitutional changes required to facilitate compliance with legislation and recommend the revised Terms of Reference. Full Council will be required to determine any revised Terms of Reference.

**2. Executive Summary**

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**2.1 Integrated Care System**

The Health and Care Act 2022 (the Act) sets out plans for the future of health and care, including the statutory creation of Integrated Care Systems. The Act also sets out Government plans to improve collaborative working, empower local leaders, address health inequalities, and focus on population health management. The Act came into force on 1<sup>st</sup> July 2022.

The new arrangements will come into force on 1<sup>st</sup> July 2022. For North Northamptonshire, the Integrated Care System will exist at county (Northamptonshire) level. Reforms will mean changes to governance and decision making through the Integrated Care Board and Integrated Care Partnership both at county and place (North Northants) level; to locality leadership and to mechanisms to support enhanced provider collaboration.

This report sets out the decisions that will need to be taken by the full Council and the Health and Wellbeing Board, to ensure arrangements are fully reflected in the Council's Constitution.

### **3. Recommendations**

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3.1 It is recommended that the Committee:

- a) Note and consider the recommended revised Health & Wellbeing Board Terms of Reference (Appendix A), add observations or suggested amendments, to be forwarded for consideration to Full Council on 28<sup>th</sup> July 2022.

### **3.2 Reason for Recommendations**

The Act sets out new statutory responsibilities for the Health and Wellbeing Board and as the board is a statutory function of the local authority these changes need to be approved by full council as per North Northamptonshire's Council Constitution.

This provides an opportunity for the Council to review the membership of the Board in line with local North Northamptonshire requirements.

### **4. Report Background**

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Attached as Appendix C is a copy of the report submitted to the Health and Wellbeing Board which explains the background to the implementation of the Integrated Care System. It should be noted that the Democracy and Standards Committee are being requested to comment on the proposed changes to the Health and Wellbeing Board only, as this is a requirement under the Council's Constitution.

A copy of the current Health and Wellbeing Board's Terms of Reference are attached as Appendix B.

#### **Health and Wellbeing Boards**

Health and wellbeing boards are a formal committee of the local authority charged with promoting greater integration and partnership between bodies from the NHS, public health, and local government. They have a statutory duty, with clinical commissioning groups (CCGs), to produce a joint strategic needs assessment and a joint health and wellbeing strategy for their local population.

The boards currently have very limited formal powers. They are constituted as a partnership forum rather than an executive decision-making body.

Under the Act, the Health and Wellbeing Board has some additional responsibilities and duties which are as follows: -

- To review the Integrated Care Board (ICB) 5 Year Plan to ensure it takes proper account of the Joint Health and Wellbeing Strategy.
- To review the ICB Joint Capital Resource Plan
- To consult with the ICB for the ICB Annual Report on performance of any steps taken by the ICB to implement the Joint Health and Wellbeing Strategy.

The ICB and ICP will also have to work closely with local Health and Wellbeing Boards (HWBs) as they have the experience as 'place-based' planners, and the ICB will be required to have regard to the Joint Strategic Needs Assessments and Joint Local Health and Wellbeing Strategies (JHWS) produced by HWBs.

Appendix A is a copy of the proposed revised Terms of Reference as considered by the Health and Wellbeing Board on 5<sup>th</sup> July 2022. This has been annotated with track changes to reflect officer's views on those areas that the Committee may wish to consider prior to submission to Full Council.

There are two categories of membership of the Board, statutory (as defined by legislation) and non-statutory. Membership is intended to reflect the partnership working of the Board with appropriate and relevant agencies participating.

Statutory members of the Board include: -

- One NNC elected member nominated by the Leader of North Northamptonshire Council
- Executive Director of Adult Social Services, Community and Wellbeing for North Northamptonshire Council
- The Director of Children's Services for North Northamptonshire Council
- The Director of Public Health for North Northamptonshire Council
- A representative of the Local Healthwatch organisation for Northamptonshire
- A representative from the Integrated Care Board

Non-statutory members are detailed in Appendix A.

The Committee will note that the proposed scheme allows for the Leader to designate a statutory representative (as required by legislation), and that two Executive members are designated as non-statutory members.

An issue the Committee may wish to consider is that the proposal does not fully replicate the existing arrangements, where two non-Executive members are included on the Board membership. The Committee are invited to take a view on this.

It should be noted that Full Council would continue to appoint the Board's Chair. This appointment is not limited to a NNC member.

## **5. Issues and Choices**

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- 5.1 The ICS and its requirements are requirements under the legislation laid out in the Act and therefore health and social care bodies are required to have in place the specified governance arrangements for 1<sup>st</sup> July 2022.

## **6. Implications (including financial implications)**

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### **6.1 Resources and Financial**

There are currently no identified financial implications.

### **6.2 Legal**

To give effect to the requirements of the Act a number of changes will need to be made to the Council's existing governance arrangements, some of these are a necessary consequence of statute and can be made immediately under the Monitoring Officers powers to amend the Constitution to give effect to changes in the law. Any changes to the Constitution will be reported to the next meeting of Council after the change is made.

### 6.3 Risk

There are no formal identified risks currently.

### 6.4 Consultation

Consultation in accordance with the developing ICB communication framework will continue as the ICS and its structures develop. To date NNC has consulted with all key stakeholders. These include: -

- Elected members
- GPs
- Health Partners
- VCSE
- Police
- Northamptonshire Children's Trusts
- Health and Wellbeing forums

Communications will play a key role in informing and engaging the public around the creation of the new ICS and explaining the objectives, priorities to our local communities and how these will translate into future improved outcomes to meet their health and care needs. NNC is working closely with its partners on developing the communications framework for these future activities.

### 6.5 Consideration by Scrutiny

The North place development has been considered, progress noted and supported by the North Scrutiny Commission on 17<sup>th</sup> May 2022.

### 6.6 Climate Impact

There is currently no identified climate or environmental implications.

### 6.7 Community Impact

The ICS will create positive impacts on communities, wellbeing and on our ability to collectively support better outcomes for residents. Key priorities at a local level underpinned by insight data and led by Local Area Partnerships will drive the delivery of services that meet the wider determinants of health supporting people to live their best life in North Northamptonshire.

## 7. Background Papers

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None