

HAMPSHIRE COUNTY COUNCIL

Information Report

Committee/Panel:	Health and Wellbeing Board
Date:	23 July 2013
Title:	Terms of Reference of the Hampshire Health and Wellbeing Board
Reference:	5069
Report From:	Director of Policy and Governance

Contact name: Marie Mannveille, Democratic and Member Services

Tel: 01962 845018

Email: marie.mannveille@hants.gov.uk

1. Summary

1.1. The purpose of this paper is to outline the terms of reference of this Board.

2. Contextual information

- 2.1. Provisions of the Health and Social Care Act 2012 include a requirement for the County Council to establish a Health and Wellbeing Board, in accordance with the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013.
- 2.2. The proposed terms of reference for the Health and Wellbeing Board for Hampshire were supported by the County Council's Cabinet on 24 June 2013. The establishment of the Board is due for consideration at the meeting of County Council to be held on 18 July 2013.
- 2.3. The terms of reference for the Health and Wellbeing Board as put forward to County Council are attached at Appendix 1.
- 2.4. The County Council is due to make appointments to this Board at the 18 July meeting. The Membership (including nominated substitutes) will be circulated following the County Council meeting.

3. Conclusion

- 3.1. The Board is invited to note the terms of reference of the Health and Wellbeing Board for Hampshire and the associated appointments (subject to the arrangements being approved at County Council). Any additions/amendments arising since publication of this report will be tabled at the meeting.

CORPORATE OR LEGAL INFORMATION:**Links to the Corporate Strategy**

Hampshire safer and more secure for all:	yes
Corporate Improvement plan link number (if appropriate):	
Maximising well-being:	yes
Corporate Improvement plan link number (if appropriate):	
Enhancing our quality of place:	yes
Corporate Improvement plan link number (if appropriate):	

Other Significant Links

Links to previous Member decisions:		
<u>Title</u>	<u>Reference</u>	<u>Date</u>
Report to Cabinet: Health and Social Care Act 2012: Establishment of a Health And Wellbeing Board for Hampshire and Amendments to the Terms of Reference of the Health (Overview and Scrutiny) Committee	4925	24 June 2013
Report to County Council: Health and Social Care Act 2012: Establishment of a Health and Wellbeing Board for Hampshire and amendments to the terms of reference of the Health (Overview and Scrutiny) Committee	5052	18 July 2013
Direct links to specific legislation or Government Directives		
<u>Title</u>		<u>Date</u>
Health and Social Care Act		2012
Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations		2013

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

<u>Document</u>	<u>Location</u>
None	

IMPACT ASSESSMENTS:

1. Equalities Impact Assessment:

- 1.1. The arrangements for the Board are not anticipated to have any impact on particular groups.

2. Impact on Crime and Disorder:

- 2.1. The terms of reference include a place on the Health and Wellbeing Board for the Police and Crime Commissioner for Hampshire, therefore this provides a route through which the Board can take account of crime and disorder issues when fulfilling its functions.

3. Climate Change:

- a) How does what is being proposed impact on our carbon footprint / energy consumption?

N/A

- b) How does what is being proposed consider the need to adapt to climate change, and be resilient to its longer term impacts?

N/A

Health and Wellbeing Board Terms of Reference

1. The Health and Wellbeing Board

The County Council has appointed a Health and Wellbeing Board for Hampshire which will be a key partnership for promoting the health and wellbeing of the residents of Hampshire.

2. Composition

The Health and Wellbeing Board includes within its membership:

- At least one Hampshire County Council elected Member nominated by the Leader of the County Council
- The Director of Adult Services
- The Director of Children's Services
- The Director of Public Health
- The Director of Policy and Governance
- A representative of each relevant Clinical Commissioning Group within Hampshire nominated by the relevant Clinical Commissioning Group
- A representative of the Local Healthwatch organisation for Hampshire nominated by the Local Healthwatch organisation
- A representative of NHS England (Wessex) nominated by NHS England (Wessex)
- The Police and Crime Commissioner for Hampshire
- Up to two elected members of the District, Borough and City Councils within Hampshire nominated by those Councils
- A representative of the Chief Executives of the Hampshire District, Borough and City Councils to be nominated by those Councils
- A representative of the voluntary and community sector nominated by the Hampshire Voluntary Sector Consortium

3. Proportionality

The rules relating to political proportionality for appointments to County Council Committees do not apply to the Health and Wellbeing Board.

4. Appointment of Substitute Members of the Health and Wellbeing Board

4.1. Allocation

a) As well as allocating seats on the Health and Wellbeing Board, the County Council will at the Annual General Meeting of the County Council in each year appoint a designated Substitute Member for each member of the Health and Wellbeing Board.

4.2. Powers and duties

a) Substitute Members will have all the powers and duties of any Ordinary Member of the Board but will not be able to exercise any special powers or duties exercisable by the person they are substituting.

4.3. Substitution

a) Substitute members may attend meetings in that capacity only:

- to take the place of the ordinary member for whom they are the designated substitute;
 - where the ordinary member will be absent for the whole of the meeting;
- and
- after notifying the Chief Executive 5 Working days before the meeting of the intended substitution.

5. Chairman of the Health Overview and Scrutiny Committee

The Chairman of the County Council's Health Overview and Scrutiny Committee shall have a standing invitation to attend Meetings of the Health and Wellbeing Board and shall, at the discretion of the Chairman be able to participate in the meeting, but shall not be able to vote on any matter.

6. Election of Chairman and Vice-Chairman of the Health and Wellbeing Board

The Chairman of the Health and Wellbeing Board will be appointed by the County Council at the Annual General Meeting of the County Council in each year pursuant to Standing Order 6 of the County Council's Standing Orders. The Vice Chairman of the Board will be elected by the Health and Wellbeing Board at the first Meeting of the Health and Wellbeing Board following the Annual General Meeting of the Council in each year.

7. Voting rights of members of the Health and Wellbeing Board

All members of the Health and Wellbeing Board and any Sub- Committee of the Board shall be full voting members of the Board or Sub-Committee.

8. Sub-Committees

The Health and Wellbeing Board may appoint one or more Sub- Committees of the Board to advise the Board with respect to any matter relating to the discharge of functions by the Board.

9. Role and function

The role and function of the Health and Wellbeing Board will be:

- For the purpose of advancing the health and wellbeing of the people of Hampshire, to encourage persons who arrange for the provision of any health or social care services in Hampshire to work in an integrated manner.
- To provide such advice, assistance or other support as it thinks appropriate for the purpose of encouraging the making of arrangements under Section 75 of the National Health Service Act 2006 in connection with the provision of such services.
- To encourage persons who arrange for the provision of any health or social care services in its area to work with the Health and Wellbeing Board.
- To encourage persons who arrange for the provision of any health or social care services and persons who arrange for the provision of any health related services in Hampshire to work closely together.
- To undertake a Joint Strategic Needs Assessment ('JSNA') for Hampshire having regard to any guidance issued by the Secretary of State and ensuring the involvement of the Local Healthwatch organisation, the people

who live and work in Hampshire and each relevant District, Borough or City Council.

- To oversee and assure the translation of that JSNA into a Joint Health and Wellbeing Strategy ('JHWS') to address the identified health and social care needs, having regard to the extent to which the needs could be met more effectively by the making of arrangements under Section 75 of the National Health Service Act 2006 and to guidance issued by the Secretary of State and ensuring the involvement of the Local Healthwatch Organisation and the people who live and work in Hampshire.
- To give the County Council its opinion on whether the County Council, in the exercise of its functions, is giving due regard to the JSNA and the JHWS.
- To join up commissioning through a robust knowledge of need by ensuring the delivery of a comprehensive JHWS by the County Council, Clinical Commissioning Groups ('Clinical Commissioning Group's') and other partners.
- To provide an opinion to Clinical Commissioning Group's and the County Council on whether commissioning plans have taken proper account of the JHWS and to give the NHS Commissioning Board its opinion on the matter where appropriate.
- To consider the exercise or proposed exercise of the commissioning functions of the NHS Commissioning Board in relation to Hampshire.