

	Health and Wellbeing Board 15th November 2018
Title	Health and Wellbeing Board Terms of reference amendment
Report of	Director of Public Health
Wards	All
Status	Public
Urgent	No
Key	No
Enclosures	Appendix 1: Amended Terms of Reference
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Summary

The Terms of Reference (ToR) of the Health and Wellbeing were last reviewed in 2015. It was therefore informally agreed at the workshop session of Health and Wellbeing Board in September 2018 to make minor amendments. The Terms of Reference were reviewed and approved by the Constitution and General Purposes Committee on 22nd October 2018 and adopted at Full Council on 30th October. The amendments are reported to the Health and Wellbeing Board for noting.

Recommendations

- 1. To note the Health and Wellbeing Board Terms of Reference amendments.**

1. WHY THIS REPORT IS NEEDED

- 1.1 The terms of reference of Committees include responsibility to proactively review and keep under review all aspects of the Council's Constitution so as to ensure that it remains current and fit for purpose, and to make recommendations thereon to the Council.

2. REASONS FOR RECOMMENDATIONS

2.1 The Constitution and General Purposes Committee are required under their terms of reference to proactively review and keep under review all aspects of the Constitution. These proposals are recommended to ensure the smooth running of the Council.

2.2 Detailed changes and the reason for them are as set out in the table below:

No.	Section	Reference	Issue Identified	Changes Made
	Article 7 (Committees, Forums and Partnerships)	Terms of Reference of the Health and Wellbeing Board (HWB)	<p>The terms of reference of the Barnet Health and Wellbeing Board currently do not include membership for voluntary and community sector representatives (non-voting). In most other authorities, voluntary and community sector representatives are non-voting members appointed by Local Authority as they represent a significant local stakeholder that plays such an important role in improving local population's health and wellbeing.</p> <p>NHS England plays an important role in delivering some of the local services however HWB Board agenda is not relevant in its entirety to their business and therefore they failed to engage on a regular basis. We therefore propose to remove NHS England from core membership and add them as extended membership, to be invited as and when relevant.</p> <p>Vice-Chair of the Health and Wellbeing Board is CCG Chair, as prescribed by the</p>	<p>Add to HWB Board Terms of reference:</p> <ul style="list-style-type: none"> Barnet's voluntary and community sector representative (non-voting member) Remove NHS England from core membership Add a reference to Vice Chair being CCG

			<p>Act (s194(2)(f)).</p> <p>Health and Wellbeing Board represents a strategic partnership across local health and care economy and, as such, has a responsibility for collective leadership, joint decision-making, shared responsibilities and accountability. This partnership's role is to provide strategic oversight (rather than performance management) on health and care offer locally, promote joint working, joint commissioning as well as joint bidding process for external resources.</p>	<p>Governing Body Chair, as prescribed by the Act</p> <ul style="list-style-type: none"> • Add: "To provide collective leadership and enable shared decision making, ownership and accountability." • Rewording of few paragraphs to reflect strategic and joint responsibilities across partnership.
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3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 The Committee could retain the current Constitution un-amended. This is not recommended as the Constitution needs to be kept under review to ensure that it complies with legislation and best practice.

4. POST DECISION IMPLEMENTATION

- 4.1 Voluntary and Community Sector representative will be invited to future meetings.

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 Barnet Council is responsible for ensuring that its business is conducted in accordance with the law and proper standards, and that public money is safeguarded, properly accounted for, and used economically, efficiently and effectively. By keeping the Constitution under review it ensures that the framework in which the Council is governed supports the delivery of corporate priorities and performance.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

- 5.2.1 There are no resource implications as a result of HWB Board Terms of Reference amendments.

5.3 Social Value

- 5.3.1 Not applicable

5.4 Legal and Constitutional References

- 5.4.1 Council's Constitution, Article 7 - the Constitution and General Purposes Committee terms of reference includes responsibility "To keep under review all aspects of the Council's Constitution so as to ensure that it remains current and fit for purpose, and to make recommendations thereon to the Council".

5.5 Risk Management

- 5.5.1 The process of managing changes to the Constitution through the Constitution and General Purposes Committee ensures that the proposals are developed through Member participation and consideration.

5.6 Equalities and Diversity

- 5.6.1 The decision-making processes of the Council, as enshrined within the Constitution, need to be transparent and accessible to all sectors of the community

5.7 Corporate Parenting

- 5.7.1 No direct or indirect impacts on children in care is envisaged.

5.8 Consultation and Engagement

- 5.8.1 None in the context of this decision.

5.9 **Insight**

5.9.1 Not applicable

6. BACKGROUND PAPERS

6.1 Constitution and General Purposes Committee, 22 October 2018 – Agenda item 7 Constitution Review:

<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=174&MId=9502&Ver=4>

6.2 Full Council, 30 October 2018 – Agenda item 11.1 Report of the Constitution and General Purposes Committee:

<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=162&MId=9453&Ver=4>