

	Health and Wellbeing Board Thursday 29th September 2022
Title	Future of Health and Wellbeing Board
Report of	Director of Public Health and Prevention
Wards	All
Status	Public
Urgent	No
Key	No
Enclosures	None
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Summary

The Terms of Reference of the Barnet Health and Wellbeing Board was last reviewed in October 2018. This report presents the proposed changes to the Terms of Reference to reflect the changes to the Integrated Care System covering Barnet, the draft guidance on Health and Wellbeing Boards, and also to reflect the needs and direction of travel in 2022.

Officers Recommendations

- 1. To agree the changes to the Terms of Reference – including Membership - of Barnet Health and Wellbeing Board, prior to formal ratification at Constitution and General Purposes Committee and Full Council.**

1. Why this report is needed

- 1.1 The Terms of Reference of Barnet Health and Wellbeing Board was last reviewed in October 2018. There have been a number of changes to the partners in Barnet, most notably the introduction of the North Central London Integrated Care Board, which need to be reflected.

- 1.2 The Department of Health and Social Care released [draft guidance for Health and Wellbeing Boards](#) on 29th July 2022 for consultation. The draft guidance does not propose any change to the statutory role of Health and Wellbeing Boards, and the only change to the core membership is ensuring that the Integrated Care Board for the area has representation on the Board.
- 1.3 Therefore, it is proposed that some minor changes are made to the Terms of Reference of the Board. These changes are concentrated on updating the health sector membership, some minor changes to job titles and ensuring that the quorum for the Board covers main bodies. The Board’s function has remained unchanged. The table below lays out the precise amendments being proposed.

Current Terms of Reference	Proposed Changes to Terms of Reference
<p>FUNCTIONS</p> <p>(1) To jointly assess the health and social care needs of the population with NHS commissioners, and use the findings of a Barnet Joint Strategic Needs Assessment (JSNA) to inform all relevant local strategies and policies across partnership.</p> <p>(2) To agree a Health and Wellbeing Strategy (HWBS) for Barnet taking into account the findings of the JSNA and strategically oversee its implementation to ensure that improved population outcomes are being delivered.</p> <p>(3) To work together to ensure the best fit between available resources to meet the health and social care needs of the whole population of Barnet, by both improving services for health and social care and helping people to move as close as possible to a state of complete physical, mental and social wellbeing. Specific resources to be overseen include money for social care being allocated through the NHS; dedicated public health budgets; the Better</p>	<p>Add a new function:</p> <p>(1) To work (together with Barnet Borough Partnership) with Integrated Care Partnership (ICP) and Integrated Care Board (ICB) to determine the integrated approach that will best deliver holistic and streamlined care and prevention activities, including action on wider determinants in their communities.</p> <p>Change to (2) Add at the end of the paragraph: including North Central London Integrated Care Strategy</p> <p>Change to (3) Delete: “that improved population outcomes are being delivered”.</p> <p>Add the following after “to ensure”: improvement of population outcomes and plans to tackle health inequalities. The Joint Health and Wellbeing Strategy (JHWS) should directly inform the development of joint commissioning arrangements in the local area, and the co-ordination of NHS and local authority commissioning, including Better Care Fund plans.</p> <p>Change to (4)</p>

Current Terms of Reference	Proposed Changes to Terms of Reference
<p>Care Fund; and Section 75 partnership agreements between the NHS and the Council.</p> <p>(4) To provide collective leadership and enable shared decision making, ownership and accountability</p> <p>(5) To promote partnership and, as appropriate, integration, across all necessary areas, including joined-up commissioning plans and joined-up approach to securing external funding across the NHS, social care, voluntary and community sector and public health.</p> <p>(6) To explore partnership work across North Central London where appropriate.</p> <p>(7) Specific responsibilities for:</p> <ul style="list-style-type: none"> • Overseeing public health and promoting prevention agenda across the partnership • Developing further health and social care integration. 	<p>Change to (5)</p> <p>Change to (6)</p> <p>Change to (7)</p> <p>Change to (8)</p> <p>Add bullet point:</p> <ul style="list-style-type: none"> • Receiving regular reports on the North Central London Integrated Care Board and their partner NHS trusts and NHS foundation trusts, including joint capital resource use plans, ICB Annual reports, Forward Plans and Performance Assessments.
<p>MEMBERSHIP</p> <p>12</p> <p>Chair, Vice Chair, Members and substitutes appointed by Council.</p> <p>Vice Chair is Chair of Barnet CCG Governing Body</p> <p>Three Members of the Council</p> <p>Director of Public Health Strategic Director for Children & Young People Strategic Director for Adults, Communities & Health</p> <p>Barnet Clinical Commissioning Group – Board Members x 3</p> <p>Barnet Healthwatch representative</p>	<p>Amend to 14</p> <p>No changes proposed</p> <p>Amend to “Vice Chair is Clinical Lead (Barnet), North Central Integrated Care Board”</p> <p>No change</p> <p>Amend to: Director of Public Health and Prevention Executive Director, Children’s & Family Services Executive Director, Adults and Health</p> <p>Amend to: Two North Central London Integrated Care Board Members: Clinical Lead for Barnet, North Central London Integrated Care Board Director of Integration, Barnet Directorate, North Central London Integrated Care Board</p> <p>Add as voting members: Primary Care Provider Representative x1</p> <p>Health Service Provider Representatives x2</p> <p>No change</p>

Current Terms of Reference	Proposed Changes to Terms of Reference
Barnet voluntary and community sector representative Independent Chair of the Adults and Children's Safeguarding Boards (Non-Voting Member)	No change Remove the word "Children's"
SUBSTITUTION AND QUORUM Each member may nominate a substitute if they cannot attend. Requirement for proportionality is waived and voting rights allowed to members other than Members of the Council.	No change No change
QUORUM Quorum 3 The Quorum should consist of at least one Councillor and one health representative	No change Amend to: The Quorum should consist of at least one Councillor, one officer from North Central London Integrated Care Board, and one Council officer.

2. Reasons for recommendations

- 2.1 It is good practice to regularly review the Terms of Reference, in order to ensure that the functions of the Board are clear, and that the partnership runs smoothly.
- 2.2 The main areas of change to the Board membership and Quorum have been proposed in order to reflect the proposed updates in national guidance, and the recent changes in the NHS system covering Barnet.

3. Alternative options considered and not recommended

- 3.1 The current Terms of Reference could be retained unamended in the Council constitution. However, this is not recommended as the membership would not reflect the current partnership make up, and the impending final guidance.

4. Post decision implementation

- 4.1 If the Board agrees the changes, then a report will be taken to Constitution and General Purposes Committee on 6th October 2022, and Full Council on 1st November 2022 to formally ratify the changes.
- 4.2 The updated Terms of Reference will then be fully in place for the next Health and Wellbeing Board meeting on 19th January 2023.

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 proposed Terms of Reference amendments.

5.3 Legal and Constitutional References

- 5.3.1 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".

5.4 Insight

- 5.4.1 Research on membership of other Health and Wellbeing Boards has been undertaken to support this paper.

5.5 Social Value

- 5.5.1 Not applicable

5.6 Risk Management

- 5.6.1 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.
- 5.6.2 As the current guidance is in draft, there is a risk that the final guidance issued by the Department for Health and Social Care may introduce more significant changes to the Board's operation. However, the likelihood of this is thought to be small, and as the changes to the NHS have already happened (and there is no confirmed date for when final guidance will be issued), it is thought expedient to go ahead now with changes to the Terms of Reference.

5.7 Equalities and Diversity

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

5.8 Corporate Parenting

- 5.8.1 No direct or indirect impacts on the Council's Corporate Parenting role are envisaged.

5.9 Consultation and Engagement

5.9.1 Not applicable.

5.10 Environmental Impact

5.10.1 There are no direct environmental implications from noting the recommendations. Implementing the recommendations in the report will lead to a neutral impact on the Council's carbon and ecology impact.

6. Background papers

6.1 London Borough of Barnet Constitution, [| Barnet Council \(moderngov.co.uk\)](http://www.barnet.gov.uk)

6.2 Department of Health and Social Care, [Health and wellbeing boards: draft guidance for engagement - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/612222/Health_and_wellbeing_boards_draft_guidance_for_engagement_-_GOV.UK.pdf)

