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Telford & Wrekin
Co-operative Council

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Borough of Telford and Wrekin

Health & Wellbeing Board

Wednesday, 22 June 2022

2.00 pm

Addenbrooke House, Ironmasters Way, Telford, TF3 4NT

Democratic Services: Lorna Gordon 01952 384978

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Committee Members: M Brandreth, J Britton, Cllr A J Burford, S Dillon, J Dunn, Cllr I T W Fletcher, Cllr A D McClements (Chair), Cllr K Middleton, L Noakes, Nicky O'Connor, A Olver, B Parnaby, Dr J Pepper, Cllr S A W Reynolds, J Rowe and Cllr K T Tomlinson

	Agenda	Page
10.0	Terms of Reference	(3 - 10)

To approve the revised Health & Wellbeing Board Terms of Reference to include ICS Membership.

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22 June 2022

Review of Terms of Reference

Lead Director:	Anthea Lowe - Director: Policy & Governance
Service Area:	Policy & Development
Report Author:	Jon Power - Policy & Development Service Delivery Manager
Officer Contact Details:	Tel: 01952 380141 Email: jon.power@telford.gov.uk
Wards Affected:	All wards
Key Decision:	No
Forward Plan:	No

1.0 Recommendations for decision/noting:

- 1.1 **It is recommended that the Health & Wellbeing Board reviews and agrees the Terms of Reference set out at Appendix A.**

2.0 Purpose of Report

- 2.1 The purpose of this report is to ensure that the Health and Wellbeing Board reviews its Terms of Reference in readiness for structural and governance changes within the health and care system in Shropshire and Telford & Wrekin which will see the formal creation of the Shropshire, Telford & Wrekin Integrated Care Board in July 2022 as part of the Integrated Care System.

3.0 Background

- 3.1 The Health & Wellbeing Board Terms of Reference form part of the Council's Constitution which was approved by Council 3 March 2022. These Terms of Reference were reviewed by the Board 24 March 2022 with a commitment to revisit them as arrangements for the NHS Shropshire, Telford & Wrekin Integrated Care Board (ICB) were finalised.

4.0 Summary of main proposals

- 4.1 This report presents, for approval, revised Terms of Reference for the Health & Wellbeing Board updated to include appropriate membership and representation from the Shropshire, Telford & Wrekin Integrated Care Board.

5.0 Alternative Options

- 5.1 No alternative options are proposed as these revisions to the Terms of Reference are required to ensure that the Health & Wellbeing Board can fulfil its statutory responsibilities.

6.0 Key Risks

- 6.1 A failure to revise the Terms of Reference to include membership from the Integrated Care Board would result in the failure of the Health & Wellbeing Board to fulfil its statutory responsibilities.

7.0 Council Priorities

- 7.0 Every child, young person and adult lives well in their community.

8.0 Financial Implications

- 8.1 Adopting the recommendations of this report will not give rise to significant financial impact beyond what is in existing resources.

9.0 Legal and HR Implications

- 9.1 The Council's Constitution sets out that each Committee/Board is required to agree its terms of reference at the start of each municipal year. However, the Board also has the power to make in-year changes where they are needed to ensure that they are fit for purpose and enable the Council, together with partners, to meet the changing and complex health and wellbeing landscape. The proposals contained within this report enable that to be done and also ensure compliance with constitutional requirements. The Terms of Reference will then need to be approved again at the first meeting of the next municipal year.

10.0 Ward Implications

- 10.1 None, although the changes which see the introduction of the Shropshire, Telford & Wrekin Integrated Care System and Board will apply across all wards within the Borough. However, this is a statutory requirement and is not something over which the Health and Wellbeing Board has any influence.

11.0 Health, Social and Economic Implications

- 11.1 The proposed terms of reference at **Appendix A** are intended to incorporate membership from the new Integrated Care Board in place of representatives from the Clinical Commissioning Group which will cease to exist. By making changes to the terms of reference, the Health and Wellbeing Board will ensure that it is constituted of the relevant partners and stakeholders that are best able to respond to the changing landscape of the health, wellbeing and care system which, in turn, should be focussed on outputs which contribute to addressing inequalities.

12.0 Equality and Diversity Implications

12.1 None

13.0 Climate Change and Environmental Implications

13.1 None

14.0 Background Papers

- 1 Council 25 July 2019
- 2 Council 21 May 2020
- 3 Council 29 April 2021
- 4 Council 3 March 2022
- 5 Health & Wellbeing Board 24 March 2022

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Telford & Wrekin Health and Wellbeing Board - Terms of Reference and Procedure

The Board has responsibility for public health and health and wellbeing responsibilities within the borough.

TERMS OF REFERENCE

1.1 The Health and Wellbeing Board is responsible for:

- the development of a joint Health & Wellbeing Strategy for Telford & Wrekin based upon the needs identified in the Joint Strategic Needs Assessment (JSNA);
- the ongoing development of the JSNA and the development, review and oversight of the delivery of actions identified in the joint health and wellbeing strategy and other key plans and strategies that may be developed from time to time;
- the encouragement of joint working and co-commissioning between health and care sectors, including Shropshire, Telford and Wrekin Integrated Care System (ICS) and the Integrated Care Board (ICB), Telford and Wrekin Council and NHS England and ensuring that commissioning and delivery activity of the relevant organisations are aligned with the priorities set out in the Health & Wellbeing Strategy
- the general oversight of the Council's Public Health responsibilities and receiving the annual report of the Council's Director of Public Health

1.2 To discharge these responsibilities, the Board will receive reports from, and make recommendations to, Telford and Wrekin full Council, NHS England, and the ICS/ICB and associated boards and sub-committees.

1.3 The Health and Wellbeing Board will link to the Community Safety Partnership and local Adult and Children Safeguarding Boards as their remit contributes to the responsibilities of the Board.

General

1.4 At the first meeting after the Annual Council Meeting, and in response to any further guidance, the Health and Wellbeing Board will consider its terms of reference, structure, membership and activities.

PROCEDURE

General

2.1 The Council Procedure Rules set out how meetings of the HWBB will operate unless these Terms of Reference (ToR) state otherwise. In the case of any discrepancy between the CPR and these ToR, these ToR will take precedence. Notwithstanding this rule, the Chairman of the Board may vary

or suspend rules contained in the CPR in the interests of the effective functioning of the Board.

Membership

3.1 Members of the Health and Wellbeing Board will comprise representatives from the Shropshire, Telford & Wrekin Integrated Care System, Telford & Wrekin Council and HealthWatch. The core members are:

- An elected member of Telford & Wrekin Council, who may, but need not, be an Executive Member, who is nominated by the Council as Chairman.
- Cabinet Member with responsibility for Adult Social Care and Health
- Cabinet Member with responsibility for Children and Young People
- Cabinet Member with responsibility for Public Health
- Cabinet Member with responsible for Health Integration
- Cabinet Member with responsibility for Wellbeing
- Executive Director
- Statutory designated Director of Adult Social Services
- Statutory Director of Children's Services
- Statutory Director of Public Health
- Chief Executive of Shropshire, Telford and Wrekin Integrated Care Board
- Executive Director of Shropshire, Telford and Wrekin Integrated Care Board
- Non Executive Director of Shropshire, Telford and Wrekin Integrated Care Board responsible for Health Inequalities.
- Lead clinician from the Telford & Wrekin Integrated Place Partnership
- Representative of local HealthWatch
- Chair of the Community Safety Partnership
- Each opposition Group at Telford and Wrekin Council with 4 or more elected members shall have one place on the Health and Wellbeing Board with voting rights.
- Chair of the community and voluntary sector Chief Officers Group

3.2 The Board may invite additional representatives to present to and address the Board on matters pertaining to its Terms of Reference.

3.3 A Cabinet Member may hold more than one of the responsibilities described above and as such this may result in a reduced number of Cabinet Members participating in Board meetings.

APPENDIX A

3.4 The Board will be advised and supported by officers from the local authority and Integrated Care Board.

Data and Information Sharing

4.1 Members agree to share all relevant information and data, to allow effective monitoring and management of performance and other joint working arrangements.

Quorum

5.1 Quorum is one quarter of the Board's membership, with physical attendance from at least one Telford & Wrekin Councillor and one ICB Member required.

5.2 Where technically possible, officers presenting papers to the Board (who are not formal members), can do so via Microsoft Teams.

Disqualification for Membership

6.1 The regulations that apply to committees and sub-committees of local authorities in respect of disqualification will apply to the Health and Wellbeing Board save for the exception set out in this section.

6.2 Any person who would be disqualified from being able to stand for election as a councillor will be disqualified from being a member of the Health and Wellbeing Board EXCEPT THAT disqualification criteria concerning paid employment or office within the local authority do not apply – this allows Council officers to be members of the Health and Wellbeing Board and to have voting rights thereon.

6.3 For the avoidance of doubt, the following disqualification criteria will continue to apply to members of the Health and Wellbeing Board:-

- Being the subject of a bankruptcy restrictions order or interim order
- Having been convicted in the United Kingdom, the Channel Islands or the Isle of Man of any offence and has had passed a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine.

Voting Rights

7.1 All Members of the Health and Wellbeing Board will be able to vote alongside the elected representatives. This applies to any additional board members appointed in addition to the statutory membership set out in the Health and Social Care Act 2012.

Meetings

- 8.1 The Health and Wellbeing Board will meet approximately quarterly and in public. Dates and times of meetings will be agreed and published in advance. **Note** - the press and public may be excluded during consideration of any matter which would involve the disclosure of confidential or exempt information.
- 8.2 Agendas and supporting papers will be issued, and published, at least five clear days before each meeting. Action notes will be produced and, at the next meeting, confirmed as a true record of the meeting to which they refer and signed by the Chair.
- 8.3 Save as set out in section 8.1, members of the public and press will have access to the meetings and there will be provision for public speaking section at each Health and Wellbeing Board meeting.

Public Speaking

- 9.1 Members of the public may speak at the Health and Wellbeing Board. The procedure for this is published on the Council's website. This states that:
- Topics must be in the remit of the Health & Wellbeing Board.
 - Members of the public who wish to speak must notify Democratic Services in writing on the Friday before a meeting.
 - A maximum of three minutes is allocated to each speaker, which will be strictly adhered to.
 - A maximum of three speakers will be permitted at any one meeting.

Code of Conduct and Declaration of Interest

- 10.1 The Health and Wellbeing Board will adopt the Council's code of conduct. Any interests in item(s) on the agenda should be declared at the start of the meeting.

Reporting Mechanisms/Accountability

- 11.1 The actions of the Health and Wellbeing Board will be subject to independent scrutiny by the relevant Scrutiny Committee(s) of Telford & Wrekin Council. The Board will publish an annual report on the progress that has been made against the Health and Wellbeing Board Strategy.