

## **REPORT TO COUNCIL**

# **Health and Wellbeing Board – terms of reference**

**Chair of Health and Wellbeing Board:** Councillor Marie Bashforth

**Lead Officer:** Elizabeth Drogan, Head of Democratic Services

**Report Author:** Mark Hardman, Constitutional Services

**13<sup>th</sup> July 2022**

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### **Purpose of the Report**

To present for approval revised terms of reference for the Health and Wellbeing Board, determined in response to the introduction of Integrated Care Systems arising from the Health and Care Act 2022.

### **Recommendations**

The Council is asked to confirm the revised terms of reference for the Health and Wellbeing Board and agree to the amendment of the Part 3 (Responsibility for Functions) of the Council's Constitution accordingly.

## 1. Background

- 1.1 The Health and Social Care Act 2012 required the Council to establish a Health and Wellbeing Board, the intention of the Act being that such Boards would build strong and effective partnerships to improve the commissioning and delivery of services across NHS and local government, leading to improved health and wellbeing for local people.
- 1.2 While the Council last reviewed and amended the term of reference for the Board in March 2021, the passing of the Health and Care Act 2022 and the introduction of Integrated Care Systems with their supporting governance arrangements has implications for the ongoing role and operation of the Health and Wellbeing Board.
- 1.3 The Health and Wellbeing Board therefore further reviewed its terms of reference at a meeting held on 21<sup>st</sup> June 2022. The report considered by the Health and Wellbeing Board is attached as an Appendix, the Board resolving to recommend to the Council the following terms of reference for approval and inclusion in the Council's Constitution –

### **Health and Wellbeing Board – terms of reference**

1. To assess the health needs of the local population and to prepare and publish the statutory Joint Strategic Needs Assessment (JSNA) in accordance with s196 of the Health and Social Care Act 2012;
2. To prepare and publish the Borough's Health and Wellbeing Strategy [the Oldham Locality Plan] in accordance with s196 of the Health and Social Care Act 2012;
3. To approve submission of the Better Care Fund Plan to NHS England;
4. To highlight and oversee action to address the health inequalities existing in the Borough, encouraging those persons and organisations holding responsibility for the commissioning or provision of public services in the Borough to work together in an integrated and/or partnership manner for the benefit of the local population;
5. To ensure that the Council complies with its duties to improve public health as set out in Sections 2B and 111 of the National Health Act 2006 as amended;
6. To receive and oversee plans to protect and improve the health of the local population
7. To be consulted by the GM Integrated Commissioning Board and/or the Locality Board in respect of those documents and plans detailed at s14Z of the National Health Service Act 2006 (as amended)
8. To receive those documents and plans from the Integrated Commissioning Board and/or the Locality Board as detailed at s14Z of the National Health Service Act 2006 (as amended)
9. To assess the need for pharmaceutical services in the Borough area and publish a Pharmaceutical Needs Assessment and any revised Assessment, pursuant to s128A of the NHS Act 2006 (as amended).
10. To undertake such oversight of local safeguarding arrangements as the Board considers appropriate and necessary;

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11. To undertake, jointly with the Bury and Rochdale Health and Wellbeing Boards, such oversight of the Bury, Oldham and Rochdale Child Death Oversight Panel as the Board considers appropriate and necessary.

1.4 The Health and Wellbeing Board report further considered membership arrangements and a template agenda for future meetings. With regard to membership, s194 of the Health and Social Care Act 2012 provides that a Health and Wellbeing Board may appoint such additional persons it sees fit; and that a local authority must, before appointing another person to be a member of the Board, consult the Health and Wellbeing Board.

## **2 Options/Alternatives**

2.1 The Council has options to agree or to not agree the revised terms of reference for the Health and Wellbeing Board.

## **3 Preferred Option**

3.1 Agreement of the revised terms of reference is the preferred option. Failure to revise the terms of reference would mean the Board operating under terms of reference ill-suited to the new legislative position.

## **4 Consultation**

4.1 Consultation was undertaken with Board partners at the Board meeting held on 21<sup>st</sup> June 2022.

## **5 Financial Implications**

5.1 N/A

## **6 Legal Services Comments**

6.1 N/A

## **7. Co-operative Agenda**

7.1 N/A

## **8. Human Resources Comments**

8.1 N/A

## **9 Risk Assessments**

9.1 N/A

## **10 IT Implications**

10.1 N/A

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**11 Property Implications**

11.1 N/A

**12 Procurement Implications**

12.1 N/A

**13 Environmental and Health & Safety Implications**

13.1 N/A

**14 Equality, community cohesion and crime implications**

14.1 N/A

**15 Equality Impact Assessment Completed?**

15.1 No

**16 Key Decision**

16.1 No

**17 Key Decision Reference**

17.1 N/A

**18 Background Papers**

18.1 None.

**19 Appendices**

19.1 Report 'Health and Wellbeing Board – terms of reference' considered by the Health and Wellbeing Board, 21<sup>st</sup> June 2022.