

Report to CABINET

Proposed changes to s75 (Oldham Council and NHS GM ICB) governance arrangements

Portfolio Holder: Cllr Barbara Brownridge Cabinet Member for Health and Social Care

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Reason for Decision

There is a need to ensure that business related to the section 75 agreement held between Oldham Council and NHS Greater Manchester Integrated Care Board moves into Oldham's Integrated Care Partnership Committee (formerly named Oldham Integrated Care Partnership Locality Board), with the aim of providing robust stewardship of the pooled / aligned health budget, whilst linking this work to wider health and care partnership conversations.

Executive Summary

Not applicable.

Recommendations

The Cabinet is asked to approve the proposed changes to the governance arrangements for the s75 and the Terms of Reference for Oldham Integrated Care Partnership Committee.

Proposed changes to s75 (Oldham Council and NHS GM ICB) governance arrangements

1 Background

- 1.1 This paper brings an ask to the Cabinet to approve changes to the governance of the s75 agreement and its related decisions.

The specific ask is to **disband the Commissioning Partnership Board**, which is the current Joint Committee of Oldham Council and NHS Greater Manchester Integrated Care Board (GM ICB) for the s75 Agreement and **move the business of the s75 into Oldham Integrated Care Partnership Committee** (formerly named Oldham Integrated Care Partnership Locality Board).

Oldham Integrated Care Partnership Committee is a sub-group of GM ICB and is established to operate with specific delegations. Membership of the Committee includes representatives from Oldham Council and GM ICB, as well as wider partner organisations, including commissioned health providers, the VCFSE sector and Healthwatch Oldham.

These proposed changes will ensure there is robust stewardship and decision-making in relation to the aligned / pooled budget under the s75 Agreement by Oldham Council and NHS GM ICB, but in addition, will allow for discussions to take place with wider health and care partners.

Within the Committee meeting, decisions in relation to s75 will remain exclusive to the nominated voting representatives for s75 matters. As s75 discussions will take place with wider partners present in the meeting, any real or perceived conflicts of interest will be managed as per the usual good governance and meeting management processes.

The Terms of Reference for Oldham Integrated Care Partnership Committee, embedding the purpose, duties and governance of the s75 Agreement, are appended to this paper.

It should be noted that further changes may need to be made to some specific clauses / voting rights of the Committee has a whole (due to changes in GM ICB governance operations and in relation to individual partner organisation delegations into the Committee), but this will not impact the s75 Agreement decision-making arrangements / voting rights.

Any further revised Terms of Reference for the Committee will be brought to a future Cabinet for approval.

These proposed changes to operate s75 business within Oldham Integrated Care Partnership Committee have been approved by the joint partner in the s75 Agreement, GM ICB, as this is the approach being adopted across all localities in GM.

2 Current Position

- 2.1 Decisions in relation to the section 75 Agreement are taken by the Commissioning Partnership Board, a Joint Committee established by Oldham Council and NHS Greater Manchester Integrated Care Board (formerly NHS Oldham Clinical Commissioning Group).

3 **Options/Alternatives**

3.1 The alternative options are:

- Retain the existing arrangements for the Commissioning Partnership Board.
- Establish a new s75 Committee, as an evolution of the existing Commissioning Partnership Board.
- Establish a new s75 Committee with separate Terms of Reference that operates administratively within Oldham Integrated Care Partnership Committee.

4 **Preferred Option**

4.1 The preferred option is to embed s75 business into Oldham Integrated Care Partnership Committee, under one set of Terms of Reference, which as proposed, would retain ringfenced decision-making / voting rights that is separate to the duties of the wider Committee as a whole.

5 **Consultation**

5.1 These are outlined as follows:

- NHS Greater Manchester Integrated Care Board – agreed.
- Commissioning Partnership Board – agreed.

6 **Financial Implications**

6.1 Not applicable – financial implications in relation to s75 arrangements will be outlined as per the s75 Agreement itself, and all its related financial Schedules.

7 **Legal Implications**

7.1 Not applicable – legal implications in relation to s75 arrangements will be outlined as per the s75 Agreement itself, and all its related Schedules.

8. **Co-operative Implications**

8.1 Not applicable.

9 **Human Resource Implications**

9.1 None expected, although it is recommended that the administration of s75 business moves to Oldham Locality Place Team, which already oversees the meeting of Oldham Integrated Care Partnership Committee. This administration of the meeting and management of the business cycle will be carried out in close liaison with Oldham Council's Constitutional Services team, as per best practice Joint Committee / Joint Commissioning arrangements.

10 **Risk Assessments**

10.1 None.

11 **IT Implications**

11.1 Not applicable.

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- 12 **Property Implications**
- 12.1 Not applicable.
- 13 **Procurement Implications**
- 13.1 Not applicable – procurement implications in relation to s75 arrangements will be outlined as per the s75 Agreement itself, and all its related Schedules.
- 14 **Environmental and Health & Safety Implications**
- 14.1 Not applicable.
- 15 **Community cohesion, including crime and disorder implications in accordance with Section 17 of the Crime and Disorder Act 1998**
- 15.1 None.
- 16 **Oldham Equality Impact Assessment, including implications for Children and Young People**
- 16.1 No.
- 17 **Key Decision**
- 17.1 No.
- 18 **Key Decision Reference**
- 18.1 Not applicable.
- 19 **Background Papers**
- 19.1 None.
- 20 **Appendices**
- 20.1 Terms of Reference for Oldham Integrated Care Partnership Committee.