

Council

12 December 2013

Agenda Item 59

Brighton & Hove City Council

Subject: Update to Health and Wellbeing Board Terms of Reference**Date of Meeting:** 12 December 2013**Report of:** Monitoring Officer**Contact Officer: Name:** Elizabeth Culbert **Tel:** 29-1215**Email:** elizabeth.culbert@brighton-hove.gcsx.gov.uk**Ward(s) affected:** All**FOR GENERAL RELEASE****1. PURPOSE OF REPORT AND POLICY CONTEXT:**

- 1.1 As part of the June 2013 Spending Round the Government set out plans to establish a health and social care Integration Transformation Fund (ITF). The ITF will require oversight and sign off by the Council's Health and Wellbeing Board.
- 1.2 This report sets out the amendments that are needed to the Terms of Reference for the Council's Health and Wellbeing Board in order to meet the government requirements.

2. RECOMMENDATIONS:

- 2.1 That the Council agrees the amendments to the Health and Wellbeing Board Terms of Reference as set out at Appendix Two.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 The Government's planned health and social care Integration Transformation Fund (ITF) is described in the joint statement from NHS England and the Local Government Association attached at Appendix One.
- 3.2 The ITF of £3.8billion was announced in the June 2013 Spending Round and includes proposals for a single pooled budget for health and social care services to encourage those services to work more closely together in local areas.
- 3.3 To access the ITF the Council and the CCG are required to submit two year plans for 2014/2015 and 2015.16 by 31st March 2014. These plans will need to set out how the pooled funding will be used and how the national and local targets will be met.
- 3.4 The Government has required that these plans for the use of ITF pooled funding must be developed jointly by the CCG and the Council and signed off by both parties at the Health and Wellbeing Board. The LGA statement (Appendix One) explains the role of the Health and Wellbeing Board as follows:

'A condition of the transfer is that the local authority agrees with its local health partners how the funding is best used within social care, and the outcomes expected from this investment. Health and wellbeing boards will be the natural place for discussions between the Board, clinical commissioning groups and local authorities on how the funding should be spent, as part of their wider discussions on the use of their total health and care resources.'

- 3.5 This represents a new responsibility for the Health and Wellbeing Board and therefore the Terms of Reference for the Board will need to be amended to incorporate its new role in relation to the ITF.
- 3.6 There are also a number of other government initiatives that require Health and Wellbeing Boards to receive reports and/or approve plans and therefore a general delegation in relation to these new matters is included in the amended Terms of Reference. The proposed new Terms of Reference are set out at Appendix Two.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 4.1 It is necessary for the Health and Wellbeing Board Terms of Reference to be amended in order to comply with government requirements for the ITF.

5. COMMUNITY ENGAGEMENT AND CONSULTATION

- 5.1 The recommendations in this report are made in response to national guidance and government requirements which must be met in order to access the ITF. Therefore community involvement would not be appropriate in relation to the proposed amendments to the HWB Terms of Reference.

6. CONCLUSION

- 6.1 The Council will be required to work together with the CCG in order to develop and agree pooled budget plans in order to access ITF funding. The sign off and oversight of these plans by the HWB is a pre-condition of the plans being accepted and assured by NHS England.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 There are no financial implications in relation to the recommendations in this report. The significant financial implications in relation to the ITF itself were reported to Adult Care & Health Committee on 23rd September 2013.

Finance Officer Consulted: James Hengeveld

Date: 01/12/13

Legal Implications:

- 7.2 The Health and Wellbeing Board is the body the Government has stated must agree – and oversee - the pooled budget plans in relation to the ITF. If the Health and Wellbeing Board does not have the requisite delegated authority to take decisions in relation to the ITF (or other initiatives that are required to come to it) then any decisions taken by the HWB would be open to challenge. It is therefore

important to ensure that the Terms of Reference are amended as recommended in the report.

Lawyer Consulted: Elizabeth Culbert

Date: 01/12/13

Equalities Implications:

- 7.3 There are no equalities implications arising from this report.

Sustainability Implications

- 7.4 There are no sustainability implications arising from this report.

SUPPORTING DOCUMENTATION

Appendices:

1. LGA Statement on the health and social care Integration Transformation Fund
2. Proposed amended Terms of Reference of Brighton & Hove City Council's Health and Wellbeing Board.