

BOROUGH OF TELFORD & WREKIN

HEALTH AND WELLBEING BOARD – 14 NOVEMBER 2012

HEALTH AND WELLBEING BOARD DEVELOPMENT

REPORT OF THE PARTNERSHIP AND PLANNING MANAGER

1. SUMMARY

1.1 The report updates members on:

- The West Midlands Councils HWB Support and Development Programme
- T&W Health and Wellbeing Board development
- Planned Stakeholder Event
- Outcome of national consultation on secondary legislation relating to HWBs

2. RECOMMENDATIONS

- 2.1 Members note the updates received in relation to the Telford and Wrekin Health and Wellbeing Board development
- 2.2 Agree the proposal that the feedback gained from the first LGA facilitated HWB Development morning and development tool is used as the basis for a work plan for the Board and Advisory Group
- 2.3 Agree the focus of the future development sessions with the LGA
- 2.4 Agree the production of a regular HWB Newsletter
- 2.5 Agree the hosting of a second HWB stakeholder engagement event in January 2013
- 2.6 Members note the outcome of the consultation on the secondary legislation relating to HWB as a committee of the local authority

3. INFORMATION

3.1 West Midlands Councils HWB Support and Development Programme

- **HWB Chairs Network:** to share learning, identify and work on issues of common concern including responding to consultations and lobbying, and to act as a sounding board for new activities. Meetings have been held in July and Oct with further meetings in Dec and March 2013. Challenges discussed at this point include: embedding the broad public health agenda within Councils; explaining to communities the new role of

Councils, CCGs, PHE, and NHS Commissioning Board; securing relevant engagement from interested parties without opening the flood gates; maintaining a focus on prevention; integrating all Council services with the Health and Wellbeing agenda; securing a fair budget for the new role.

- **HWB Simulation Events:** provide an opportunity for HWB members to explore the challenges and understand the complexities and conflicts of interests within their roles, within a safe and developmental space. Also they will encourage accelerated learning and strengthen the shared leadership capacity of HWBs. The events will help HWB members to shift their focus from individual organisational interests towards a collaborative approach to agreeing priorities and deploying resources to tackle the health and wellbeing needs of the community. The West Midlands event took place on 10th October which was attended by representatives from our HWB, including the Chair.
- **HWB Network:** members drawn from across the WM region. Network has met three times to date. At its recent meeting it discussed the draft secondary regulations for the Health and Social Care Act 2012, Asset Based Commissioning and Board development. The network will look to support the activities of Boards by offering shared experiences and learning.
- **Bespoke Support for T&W HWB:** Up to 4 days support until March 2013. To develop our role and agenda which we want to pursue linked to our strategy and what powers/influence we will have to make sure we can deliver, and Board structure and operation - how we keep a tight decision making Board but ensure engagement/input from local people/client groups, providers and partners. The initial work shop took place on 11th October. See 3.2 below.
- **HWB Development Tool:** aims to assist Boards to explore their strengths and opportunities to improve, and to inspire their ambition to develop a clear sense of purpose and an approach which will help transform services and outcomes for local people. The tool is designed to help Boards to go beyond assessing how ready the Board is, towards how effective it is being in practice, and how that effectiveness is enhanced over a period of time.

3.2 T&W Health and Wellbeing Board Development

The first development session with the LGA facilitator Liam Hughes took place on 11th October. The Board used the structure of the Development Tool to explore their strengths and opportunities for improvement. Appendix 1 details the feedback captured at this session. It is proposed that the feedback gained from the first LGA facilitated HWB Development morning and development tool is used as the basis for a development work plan for the Board and Advisory Group.

It was suggested that future Board sessions with the LGA concentrate on:

- the effectiveness/style/role of the Board and its members
- Strategy development, together with allocation of Board Members to priority outcomes
- what difference the Board will make as a collective
- the planning of a second Stakeholder and Provider Event to agree a mechanism for future working and the launch of the HWB Strategy.

The first HWB newsletter was produced and published in October. Appendix 2. It is proposed that a regular newsletter is produced which highlights the work of the Health and Wellbeing Board.

The HWB Officer Advisory Group, which operates beneath the Board, has now met twice and will continue to meet monthly. The responsibilities of this Group will initially include agenda setting, JSNA and JHWBS development, performance management, communication and engagement, links with joint commissioning plans and links with Scrutiny

3.3 Stakeholder Event January 2013

In addition to the feedback gained from our first HWB stakeholder event held in July, we continue to receive representations from organisations and existing partnership Boards about how they can have their voice heard in the new arrangements – in particular on behalf of Supporting people providers, SPIC requests, Learning Disability Partnership & Carers Partnership representation.

We will be working with the West Midlands Councils, see 3.1 and 3.2 above, to specifically work through this challenge with providers and other stakeholders to ensure that we develop the most appropriate Board and structure to meet the health and wellbeing priority needs of our community. Meanwhile, as a Board, we will continue to reflect the statutory minimum member representation as set out in the Health and Social Care Act 2012.

We are proposing to hold an event on 30th January 2013 for stakeholders and providers to further explore the above issue and also to launch our HWB Strategy at this event.

3.4 Health and Wellbeing Board as a Committee of the Council

Section 194 of the Health and Social Care Act 2012 (“the 2012 Act”) requires that every upper-tier local authority establish a health and wellbeing board. In order to fit health and wellbeing boards within local authority structures, section 194(11) provides that the board is a committee of the local authority which established it and, for the purposes of any enactment, is to be treated as if it were a committee appointed by that local authority under section 102 of the Local Government Act 1972.

It has however always been the explicit policy intention that HWBs will, as a forum for collaborative local leadership, be very different to a normal local authority committee appointed under section 102. Section 194(12) of the 2012 Act therefore enables regulations to provide that any enactment relating to a committee appointed under section 102 of the 1972 Act does not apply in relation to an HWB or applies in relation to it with such modifications as may be prescribed in the regulations. It is intended that the regulations will be laid in January 2013, and will come into force on 1st April 2013.

Following informal engagement over the summer, the Department of Health has stated that:

HWB as a Committee of the Council and Sub-committee structures will be a matter for local determination, and they will not be putting any prescription about membership or terms of sub-committees established by the health and wellbeing board into the regulations.

They will however seek to provide consistency between the treatment of the health and wellbeing board as a committee and its sub-committees in relation to the following:

- the modifications in respect of disqualifications (so that officers and others are not prevented from sitting on the health and wellbeing board);
- the disapplication of the political proportionality requirements;
- modifications or disapplication of the voting restrictions;
- the application of the standards regime; and
- the continued application of the transparency provisions in relation to public admission to meetings and access to papers.

Further information can be found in Appendix 3.

4. PREVIOUS MINUTES

4.1 Shadow Health and Wellbeing Board Governance report 22nd February 2012.

4.2 Board Structure/Representation/Role report 12th September 2012.

5. BACKGROUND PAPERS

5.1 Health and Social Care Act 2012.

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