

Report to: **Shadow Health and Wellbeing Board**

Date: **6 March 2012**

By: **East Sussex County Council Chief Executive**

Title of report:: **Terms of Reference**

Purpose of report: **To provide the background to the establishment of the East Sussex Health and Wellbeing Board and the proposed Terms of Reference**

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## **RECOMMENDATIONS:**

### **1. To approve the Terms of Reference**

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#### **1. Background**

1.1 The NHS White Paper Equality and Excellence Liberating the NHS signalled the Government's intentions for upper tier authorities to create Health and Wellbeing Boards. The Government's intention was that these Boards would enable local authorities to lead on improving the strategic coordination of commissioning across NHS, socials are and related children's and public health services. Health and Wellbeing Boards should increase the local democratic legitimacy of NHS commissioning decisions.

1.2 Subject to the Parliamentary process Health and Wellbeing Board will take on statutory responsibilities from April 2013. Council are expected to have Shadow Boards in place from April 2012. These Shadow Boards will have an advisory and influencing role until they take on their formal responsibilities.

1.3 There is already an existing duty to cooperate between NHS Bodies and local authorities. The Government will place a duty on the Clinical Commissioning Groups to participate on the work of the Board by requiring them to be members.

1.4 The work of the Health and Wellbeing Board will cover some areas of work which the NHS Commissioning Board will have responsibilities for commissioning eg specialist commissioning. The NHS Commissioning Board will be required to attend on an as required basis.

1.5 The Bill states the Boards will provide a key forum for public accountability of NHS, public health, social care for adults and children and other commissioned services. Meetings will generally be in public.

1.6 The core purpose of the Board is to join up commissioning across the services that directly related to health and wellbeing.

1.7 The two main deliverable of the Board are:

- To commission the Joint Specific Needs Analysis (JSNA)
- Develop a high level Health and Wellbeing strategy that meets the needs identified in the JSNA

1.8 The overall vision is to ensure there is genuine practical collaboration between Councillors, Directors from Public Health, Adult and Children's Services, GPs, the NHS Commissioning Board and public and patient Groups through HealthWatch. That this collaboration is the norm at every stage of the commissioning process so that needs and priorities are jointly assessed, to check they meet the needs of local people.

## **2. East Sussex**

2.1 East Sussex County Council wished to establish its Shadow Board early to maximise the opportunity to align business cycles and develop joint commissioning intentions. A Shadow Board was established in October 2011, after consultation with residents and other stakeholders.

2.2 The Terms of Reference for the Board are in Appendix 1.

## **3. Future steps**

3.1 East Sussex will undertake a review of the Board and its Terms of Reference in December 2012 to ensure that the Board meets with requirements of the Bill when it is enacted.

Becky Shaw

Chief Executive

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**East Sussex Shadow Health and Wellbeing Board  
October 2011- March 2013**

**Draft Terms of Reference**

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**Terms of Reference**

**Background**

The Health and Social Care Bill is currently going through parliamentary process. If given Royal Assent the Council will have to establish a Health and Wellbeing Board from April 2013. To assist with this the Council have established a Shadow Health and Wellbeing Board to help with this transition.

**Purpose**

The purpose of the Shadow Health and Wellbeing Board is:

To oversee and implement the creation of an East Sussex Health and Wellbeing Board in readiness to assume its statutory responsibilities from April 2013.

To advise on work to improve the health and wellbeing and reduce the health inequalities of the population of East Sussex through the development of improved and integrated health and social care services.

To use the shadow period as an opportunity to learn about the work of the Board members to ensure opportunities to reduce health inequalities are maximised.

**Key Responsibilities**

The key responsibilities of the Shadow Board will be to:

Identify Needs and Priorities

1. Publish and refresh the East Sussex Joint Strategic Needs Assessment (JSNA), using a variety of tools, evidence and data, including user experience, to ensure that the JSNA supports commissioning/policy decisions and the identification of priorities.

Set the Health and Wellbeing Strategy

2. Prepare and publish a Joint Health and Wellbeing Strategy that meet the needs identified in the JSNA in a co-ordinated and measurable way. The strategy will set out the high level objectives and a rate of improvement for health and wellbeing outcomes, including reduction in health inequalities and joint accountability for delivery.
3. Ensure that the County Council, PCTs and Clinical Commissioning Groups and other commissioners, for example NHS Commissioning Board, demonstrate how

the Joint Health and Wellbeing Strategy has been used in their commissioning decisions.

### Ensure Achievement of outcomes

4. Communicate and engage with local people about how they can achieve the best possible quality of life and be supported to exercise choice and control over their personal health and wellbeing.
5. Have oversight of use of relevant public sector resources across a wide spectrum of services and interventions, with greater focus and integration across outcomes spanning healthcare, social care and public health.
6. Provide advice about the authorisation and assessing of the Clinical Commissioning Groups to the NHS Commissioning Board.

### **Constitution**

#### *Members (12)*

One representative of each Clinical Commissioning Group

Four Elected Members of East Sussex County Council (Cllr Sylvia Tidy (Chair), Cllrs Glazier, Elkin and Bentley)

East Sussex County Council Directors of Adult Social Care, Children Services and Public Health

A representative of the Voluntary and Community Sector as nominated by Speak Up

A representative of HealthWatch (the local LINK will cover this role until HealthWatch is established)

#### *Invited observers with speaking rights:*

An elected Member from each of the five Borough and District Councils (to avoid conflict of interest this must be different from Health Overview and Scrutiny Committee member)

NHS Sussex

Chief Executive East Sussex County Council

Chief Executives of East Sussex Healthcare Trust and Sussex Partnership NHS

Foundation Trust

The quorum for a meeting shall be a quarter of the membership including at least one elected member from the County Council and one representative of the Clinical Commissioning Groups.