

**Report to:** Governance Committee

**Date of meeting:** 27 June 2022

**By:** Assistant Chief Executive

**Title:** Amendment to Constitution – Health and Wellbeing Board Terms of Reference

**Purpose:** To seek approval to amend the Terms of Reference of the Health and Wellbeing Board to reflect changes brought about by the Health and Care Act 2022.

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***RECOMMENDATION:***

**To recommend the County Council approve the revised Health and Wellbeing Board Terms of Reference set out at appendix 1 to the report and that the Constitution be amended accordingly.**

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## **1 Background Information**

1.1 The Health and Care Act 2022 establishes Integrated Care Systems (ICSs) across England on a statutory basis from 1 July 2022. A report to Cabinet on 19 April 2022 set out the provisions in the Act (at that point the Health and Care Bill) in more detail.

1.2 The Act sets out governance arrangements for ICSs including two new statutory bodies that make up each ICS: the NHS Integrated Care Board (ICB) (to be known locally as NHS Sussex) and the wider Integrated Care Partnership (to be known locally as the Sussex Health and Care Assembly). NHS Sussex will absorb the current role and function of the three Clinical Commissioning Groups (CCGs) in Sussex and the East Sussex CCG will cease to exist from the end of June.

1.3 The Sussex Health and Care Assembly, a formal partnership to be established between the ICB and the three upper tier local authorities in Sussex, will be responsible for agreeing the strategic direction which meets the broader health, public health and social care needs of the population in the ICS footprint. It will do this primarily through agreeing an Integrated Care Strategy for Sussex, building on local Joint Strategic Needs Assessments and Health and Wellbeing Strategies in each of the three 'Places' in Sussex (East Sussex, West Sussex and Brighton & Hove). Cabinet has nominated the Chair of the Health and Wellbeing Board to represent East Sussex County Council at the meetings of the shadow Sussex Health and Care Assembly.

1.4 Both the NHS ICB and the Assembly will have duties to consider Health and Wellbeing Board plans.

## **2 Supporting information**

2.1 In light of the changes brought about by the Health and Care Act set out above, there is a need to update the Terms of Reference of the Health and Wellbeing Board to reflect both the changes to NHS organisations and the new relationship between local Health and Wellbeing Boards and Strategies and the role of the Sussex Health and Care Assembly.

2.2 Proposed changes to the existing Terms of Reference are shown at appendix 1. In summary these comprise:

- Replacing CCG representatives with representatives of NHS Sussex;
- Adding references to the relationship of the Health and Wellbeing Board with the Sussex Health and Care Assembly within the new ICS, including that the Board may receive reports from, and direct issues to, the Assembly;
- Adding references to the Integrated Care Strategy for Sussex, including ensuring that this builds upon the Joint Local Health and Wellbeing Strategy and Joint Strategic Needs and Assets Assessment;
- Updates to the names of organisations to ensure they are up to date and clear, and deletion of references that are no longer current;
- Small wording and ordering amendments to enhance clarity.

2.3 The Health and Wellbeing Board next meets on 19 July 2022. In order to update the Terms of Reference ahead of the next meeting, the Governance Committee is recommended to recommend the County Council to agree to the revised Terms of Reference set out at appendix 1 to the report and that the Constitution be amended accordingly.

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Local Member: All

Background Documents: None