

North Yorkshire County Council

Executive

The North Yorkshire and West Yorkshire Mandatory Joint Health Overview and Scrutiny Committee

1.0 Purpose of the Report

To bring to the attention of the Executive a proposal to full Council that the Council appoints, jointly with other authorities, and becomes a member of, the North Yorkshire and West Yorkshire Mandatory Joint Health Overview and Scrutiny Committee.

2.0 Background

- 2.1 North Yorkshire County Council has been a co-opted member of the West Yorkshire Joint Health Overview and Scrutiny Committee since July 2017. County Councillors Jim Clark and Andy Solloway are currently co-opted to the committee.
- 2.2 This committee enables ongoing dialogue with NHS commissioners, providers and their partners as the Sustainability and Transformation Partnership (STP) for West Yorkshire and Harrogate (and Craven) embeds and plans are developed for changes to health and social care services in the area. The committee is discretionary, which means that the local authorities involved come together to scrutinise proposals for changes to health services in the area but have not delegated any powers to the current Joint Health Overview and Scrutiny Committee (JHOSC).
- 2.3 NHS England (Specialised Commissioning) has advised the Chair of the West Yorkshire JHOSC that it has under consideration proposed changes to regional vascular services. Currently the specialised vascular services in West Yorkshire are delivered from three centres: Leeds General Infirmary; Bradford Royal Infirmary; and Huddersfield Royal Infirmary. The proposed changes are likely to see the development of a single regional service for specialised vascular care across West Yorkshire. This is likely to be based on a model of two dedicated arterial centres. The most significant impact will be upon the West Yorkshire local authorities (Bradford Council, Calderdale Council, Kirklees Council, Leeds City Council and Wakefield Council).
- 2.4 Whilst the analysis of patient flows by NHS England (Specialised Commissioning) suggests that there will be a minimal impact upon the population of North Yorkshire, they have formally requested that North Yorkshire County Council is involved: see letter dated 2 September 2019 to Leeds City Councillor Helen Hayden, Chair of the existing discretionary West Yorkshire JHOSC in **Appendix 1**.
- 2.5 The public consultation on the proposed changes to vascular services commenced on 28 August 2019 and will run until 30 November 2019. Details of the consultation can be accessed via the following link - <https://www.england.nhs.uk/north-east-yorkshire/wyv/>

3.0 Creating a mandatory JHOSC

- 3.1 The Local Authority (Public health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 provide for NHS bodies to consult with the appropriate local authorities where there are any proposed substantial developments or variations in the provisions of health services in the area(s) of a local authority under consideration.
- 3.2 The proposed changes to regional vascular services is considered to be a substantial development or variation. As such, a mandatory JHOSC is to be appointed to formally scrutinise the proposals.
- 3.3 The Regulations state that, once established, only the JHOSC can undertake formal scrutiny of the proposals. Any local authority that has decided not to participate in the JHOSC cannot undertake formal scrutiny in its own right. As such, there is a strong incentive to participate in the mandatory JHOSC.
- 3.4 Local authorities may refer proposals for substantial developments or variations to the Secretary of State, where a health scrutiny body considers that the content of any consultation has been inadequate, there has been insufficient time allowed for a consultation, a consultation has not taken place and/or where the proposals would not be in the interests of the health service in its area.
- 3.5 It is proposed to delegate the Council's power of referral to the North Yorkshire and West Yorkshire Joint Health Overview and Scrutiny Committee for the scrutiny that is being undertaken of proposed changes to vascular services. The decision to delegate the Council's power of referral can be made upon a case-by-case basis.
- 3.6 The proposed Terms of Reference are presented at **Appendix 2**. The proposed Terms of Reference do not cover matters of procedure. It is likely that one of the first items for the mandatory JHOSC to consider would be the procedure rules to be adopted.
- 3.7 Whilst the mandatory JHOSC is being created to enable formal scrutiny of the proposed changes to vascular services, it is proposed that it be maintained as standing committee to be used as and when there are other proposed substantial developments or variations in the provisions of health services that require formal, joint scrutiny. In this way, affected local authorities will be able to respond quickly when required to do so. The alternative would be to establish a new mandatory JHOSC for each substantial development or variation to health services and take a report through to County Council each and every time.
- 3.8 The County Council appointed Councillors Jim Clark and Andy Solloway to the discretionary committee and it is proposed that they are appointed to the mandatory committee.
- 3.9 The lead authority for the discretionary JHOSC for West Yorkshire and Harrogate is Leeds City Council and the Chair is Leeds City Councillor Helen Hayden. The lead authority for the North Yorkshire and West Yorkshire Mandatory JHOSC will be one of the two West Yorkshire local authorities that is directly affected by the proposals.

4.0 Timeline

- 4.1 The six local authorities who are currently members of the discretionary JHOSC are taking the proposal to form a mandatory JHOSC through their democratic processes. Subject to authorisation, it is envisaged that the first meeting of the mandatory JHOSC will be convened in late November 2019.

- 4.2 NHS England expects to make a decision as to whether or not to proceed with the proposal by 31 December 2019.

5.0 Recommendation

- 5.1 That the Executive notes the report and the following recommendations which will be made to County Council by the Scrutiny of Health Committee, i.e.:
- i. That County Council resolves to appoint and become a member of the mandatory North Yorkshire and West Yorkshire Joint Health Overview and Scrutiny Committee together with the authorities set out in the Terms of Reference at **Appendix 2**.
 - ii. That County Council approves the Terms of Reference for the mandatory North Yorkshire and West Yorkshire Joint Health Overview and Scrutiny Committee set out at **Appendix 2**.
 - iii. That County Council agrees to appoint the Councillors Jim Clark and Andy Solloway as the Council representatives to serve on the mandatory North Yorkshire and West Yorkshire Joint Health Overview and Scrutiny Committee.

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Background Documents: None



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VIA EMAIL

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2 September 2019

Dear Councillor Hayden

In light of the Joint Health Overview and Scrutiny Committee being established, we would like to confirm our request for North Yorkshire County Council to be part of the JHOSC to consider the proposed changes to Specialised Vascular services across West Yorkshire.

Whilst the populations in the South Craven area that flow into Airedale are not affected by the preferred option set out in this proposal, the other options that have been reviewed as part of the work to date could affect where their care is delivered. In addition, any other option that could be put forward for consideration as part of the consultation feedback could potentially also affect this population.

It may also be helpful for members to be aware that our consultation and engagement approach will include mail out to former and active vascular patients. This means there will be people from the South Craven area that will receive letters advising them of the proposals – as they are likely to be among the group of inpatients that will have received emergency or overnight care at Bradford.

I hope this information is of help in confirming our position.

Yours sincerely

Matthew Groom
Assistant Director of Specialised Commissioning (Yorkshire and Humber)

CC:

Sherry McKiniry, Service Specialist, NHS England Specialised Commissioning (Y&H)
Matt Graham, WYAAT Programme Director
Sarah Halstead, Senior Service Specialist, NHS England Specialised Commissioning (Y&H)
Mr Neeraj Bhasin, WY Vascular Service Clinical Director
Steven Courtney, Principal Scrutiny Adviser, Leeds City Council
Gill Galt, Head of Communications and Engagement, NHS England (North Specialised Commissioning Team)
David Black, Medical Director (Commissioning), NHS England and NHS Improvement

North Yorkshire and West Yorkshire Mandatory Joint Health Overview and Scrutiny Committee (Vascular Services) Terms of Reference

The North Yorkshire and West Yorkshire Mandatory Joint Health Overview and Scrutiny Committee (the JHOSC) is a joint committee appointed under Regulation 30 of the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013/218.

The participating authorities are:

- Bradford Council
- Calderdale Council
- Kirklees Council
- Leeds City Council
- North Yorkshire County Council
- Wakefield Council

The participating authorities authorise the JHOSC to discharge the following overview and scrutiny functions in relation to the planning, provision, operation and delivery of vascular services across the footprint of the joint committee:

- Receive and consider the relevant NHS body consultation¹ proposals related to the substantial development / variation in the provision of vascular services; and in particular review and scrutinise:
 - Any matter relating to the planning, provision, operation and delivery of vascular services and specifically (but not exclusively) consider and take account of the:
 - Impact of the proposals on patients, patient's families and the public;
 - Views of local people, service users and/or their representatives;
 - Impact on the local health economies and the local economies in general, including any financial implications.
 - The arrangements made by relevant NHS bodies to secure patient access to appropriate hospital and community services, associated with vascular services, including the quality and safety of such services.
 - How the proposed changes to vascular services support the delivery of local Health and Wellbeing Strategies across the footprint of the joint committee and improving both the health of the local populations and the provision of health care services to that population.
 - The arrangements made by relevant NHS bodies for consulting and involving patients and the public regarding the proposed changes to vascular services.
- Require the provision of all relevant information associated with vascular services, as identified by the Joint Committee.

¹ Any informal question raised by an NHS body or health service provider as to whether a proposed development or variation is in the opinion of an authority substantial; or whether a proposed development or variation will have an impact on the health service in the area of an authority will be a matter for individual participating authorities to respond to.

- Require a member or employee of a relevant NHS body to attend before the Joint Committee to answer questions in connection with the planning, provision, operation and delivery of vascular services, including consultation on the proposed changes.
- Prepare and make comments / recommendations on the proposed changes to vascular services consulted on.
- Make recommendations on the proposed changes to vascular services to:
 - Any of the participating local authorities represented on the Joint Committee;
 - Relevant NHS bodies (including relevant health service providers); and,
 - Any other relevant bodies identified by the Joint Committee.
- Receive notice of any disagreement from relevant NHS bodies and to take reasonable steps to resolve such disagreement.
- Prepare and present a report and recommendations to the Secretary of State on the proposed changes to vascular services across the footprint of the joint committee (subject to agreement of all participating local authorities).