



Friday 9 May 2014

GOVERNANCE ARRANGEMENTS FOR THE HEALTH & WELL-BEING BOARD AND RELATED GROUPS

1. Introduction

This paper addresses four issues in relation to the governance arrangements for the Health & Well-being Board:

- Agenda Management
- Governance Review
- Declarations of Interest
- Health & Well-being Board membership vacancies

2. Agenda Management

As from today's meeting, the format of the Board agenda has been revised so that items are organised as follows:

- Forward Plan, etc
- Strategy
- Assurance
- Information sharing

All reports will be expected to be considered under one of these four categories, with the exception of the minutes and public questions/statements, which will be addressed separately, as happens presently.

3. Governance Review

Given that the Health & Well-being Board has been operating on a formal, statutory basis for a year, it seems appropriate to take stock of its functioning, membership and business management arrangements; to review the relevant sub-structures (e.g. Integrated Commissioning Board and whether there are any requirements for additional groups to be established or for existing groups to report to the Board); and to review the Board's Terms of Reference in light of these considerations. The review will, in particular, take account of the:

- Health & Well-being Board members' views.

- The needs and requirements of North Yorkshire.
- The national evidence around high performing Health & Well-being Boards.
- The requirements of the Better Care fund and any other policy imperatives.

It is proposed that the review will be led by the Health & Well-being Board Vice Chair (Amanda Bloor) and the NYCC Corporate Director of Health & Adult Services (Richard Webb), in consultation with the Health & Well-being Board Chairman (County Councillor Clare Wood). Specific engagement will take place with representatives from across all sectors and backgrounds represented on the current Health & Well-being Board and its sub-structures, and in conjunction with NYCC's Assistant Chief Executive for Legal & Democratic Services. The review will make recommendations to the next meeting of the Health & Well-being Board (16 July 2014).

4. Declaration of Interest

All Councillors and co-opted members including named substitutes of the Health and Well-being Board are required to comply with the code of conduct. All non-Councillor Members of the Board are classed as 'co-opted members' for these purposes.

Councillors will be aware of the need to comply with the Code and will have all completed the relevant declaration of interest form. Non-Councillors on the Board will need to complete the relevant declaration forms.

The Council then has a duty to publish these forms; however it is recognised that certain information with regard to unelected members of the Health and Well-Being Board will be classed as 'sensitive information'. This means that certain data such as non-members individual's addresses will not be available on the Council's website.

The purpose of the declaration of interest form is to encourage transparency and ensure that individuals are not making decisions where they could have a conflict of interest. This matter will be particularly relevant where decisions made by the board could have an impact on the financial interests held by members of the board, such as decisions regarding contracts with providers of services.

It is recognised that the principles of dealing with conflicts of interests is in line with the requirements placed on CCG. The CCG Commissioning Board recognise that managing conflicts of interest appropriately will be essential for protecting the integrity of CCG's from any perception of wrongdoing. CCGs will need to demonstrate that conflicts of interests are managed in a way that cannot undermine its probity and accountability, particularly when dealing with member practices.

In addition the Health and Social Care Act 2012 already places a responsibility on each CCG to ensure that they maintain a register of interests and publish or make

arrangements to ensure that members of the public have access to these registers on request.

5. Health & Well-being Board Membership Vacancies

Subject to the outcome of the Governance Review proposed at Section 3 above, it is proposed to make arrangements for the filling of the Health & Well-being Board membership vacancies where they occur.

For the purposes of clarification, the following posts have an automatic seat on the Board, either as a result of national legislation or local determination:

- 3 NYCC Executive Members
- NYCC Chief Executive
- Director of Children's Services
- Director of Adult Social Services
- Director of Public Health
- 5 CCG Chief Officers
- NHS England / Local Area Team
- Healthwatch

Where one of the posts is vacant, then the new post holder for interim / acting postholders will fill the vacancy. For non-Councillor members, it will be necessary to ensure that the new post holder will have completed the necessary declaration of interest form.

In addition, representation is also provided from:

- District Council Leaders (1 seat)
- District Council Chief Executive (1 seat)
- Acute NHS Provider Chief Executive (1 seat)
- Mental Health NHS Provider Chief Executive (1 seat)
- Voluntary & Community Sector (1 seat)

Where one of the second group of posts is vacant, the relevant constituency (e.g. District Council Leaders, District Council Chief Executives, Acute NHS Providers, Mental Health NHS Providers or the Voluntary and Community Sector) will chose a replacement representative.

Clearly the Governance Review will look at all the arrangements and will make further recommendations in July 2014.

6. Recommendations

The Health & Well-being Board is asked to:

- Note the new arrangements for Agenda Management.
- Approve the invitation of a Governance Review of the Health & Well-being Board and related groups, with recommendations being presented in July 2014.
- Approve and implement the requirements for Declarations of Interest to be registered.
- Approve the proposals for filling Board vacancies, subject to the outcome of the governance Review.

Richard Webb

Corporate Director, Health & Adult Services, NYCC

Barry Khan

Assistant Chief Executive (Legal and Democratic Services)