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| Committee | Date: |
| Policy & Resources Committee | 21 January 2016 |
| Subject: Constitution and Terms of Reference for the Health and Social Care Scrutiny Committee | Public |
| Report of: Town Clerk | For Decision |

Summary

At its December meeting, the Policy & Resources Committee agreed to set up a new stand-alone Committee with the combined responsibility for scrutiny of health and social care and to dissolve the existing Sub-Committee. This report asks the Committee to consider the constitution and terms of reference for this new Committee, as set out at Appendix 1, and recommend them for approval to the Court of Common Council.

Recommendation(s)

Members are asked to agree the constitution and terms of reference, as attached at Appendix 1, and recommend them for approval to the Court of Common Council.

Main Report

Background

1. Over the past year the Health and Social Care Scrutiny Sub-Committee reviewed its scrutiny functions, and, in December 2015, the Policy & Resources Committee and Community & Children's Services Committee agreed:
 - a) to dissolve the Health & Social Care Scrutiny Sub-Committee and retain the combined responsibility for scrutiny of health and social care under a new stand-alone Health & Social Care Scrutiny Committee;
 - b) that no Member of the Community & Children's Services Committee or the Health & Wellbeing Board should serve on the Health & Social Care Scrutiny Committee;
 - c) in view of the proposed restrictions on the 'pool' of Members available to constitute the Health & Social Care Scrutiny Committee, that the new Health & Social Care Committee should be one of those listed as an exception under Standing Order 29(3) in terms of dual Chairmanship.

Current Position

2. To ensure this new stand-alone Committee was in-line with those in neighbouring boroughs, officers reviewed the constitution and terms of references for Health Scrutiny Committees in the London Boroughs of Hackney, Newham, Tower Hamlets, Islington, Camden, Westminster, Southwark and Lambeth.

3. Membership ranged from 7 to 12 Members, with most including provision for co-opted members (being Healthwatch representatives). Terms of reference are also in-line with responsibilities set out in the Health and Social Care Act 2001 and Part 14 of the Local Government and Public Health Act 2007 (Patient and Public Involvement in Care and Social Care).
4. As the arrangements previously applied to the Health & Social Care Scrutiny Sub-Committee are comparable to Health Scrutiny Committees elsewhere, officers are recommending that the terms of reference of the Sub-Committee are retained for the new stand alone Committee. It is also proposed that membership remains at six Members together with a co-option from Healthwatch City of London.
5. The Committee has already agreed the principle that no Member of the Community & Children's Services Committee or the Health & Wellbeing Board should serve on the new Health & Social Care Scrutiny Committee, and that, in view of these restrictions, the new Committee should be included in the list of exceptions under Standing Order 29(3) regarding the restriction on Chairmanship.

Proposals

6. Members are asked to consider the constitution and terms of reference for health and social care scrutiny functions and, subject to the approval of the Court of Common Council, agree that they apply to the stand-alone Health and Social Care Scrutiny Committee, as set out at Appendix 1.

Appendices

- Appendix 1 – Draft Constitution and Terms of Reference for Health & Social Care Scrutiny Committee

Background Papers

Review of Health and Social Care Overview and Scrutiny Governance, Report to Policy & Resources Committee and Community and Children's Services Committee, December 2015

Philippa Sewell

Committee & Members' Services Officer
Town Clerk's Department

T: 020 7332 1426

E: philippa.sewell@cityoflondon.gov.uk

HEALTH AND SOCIAL CARE SCRUTINY COMMITTEE

1. **Constitution**

A non-Ward Committee consisting of

- Any 6 Members appointed by the Court of Common Council
- 1 Co-opted Healthwatch representative.

The above shall not be Members of the Community & Children's Services Committee or the Health & Wellbeing Board.

2. **Quorum**

The quorum consists of any three Members. [N.B. - the co-opted Member does not count towards the Quorum]

3. **Terms of Reference**

To be responsible for:-

- (a) fulfilling the City's health and social care scrutiny role in keeping with the aims expounded in the Health and Social Care Act 2001 and Part 14 of the Local Government and Public Health Act 2007 (Patient and Public Involvement in Care and Social Care);
- (b) agreeing and implementing an annual work programme; and
- (c) receiving and taking account of the views of relevant stakeholders and service providers by inviting representations to be made at appropriate meetings.