

Committee: Community and Children's Services	Dated: 22/09/2022
Subject: City & Hackney Health and Care Place Based Partnership – draft terms of reference	Public
Which outcomes in the City Corporation's Corporate Plan does this proposal aim to impact directly?	2
Does this proposal require extra revenue and/or capital spending?	N
If so, how much?	£
What is the source of Funding?	
Has this Funding Source been agreed with the Chamberlain's Department?	n/a
Report of: Andrew Carter, Executive Director of Community and Children's Services	For Decision
Report author: Simon Cribbens, Community and Children's Services	

Summary

This report shares with Members the draft terms of reference for the bodies that as a whole represent the City and Hackney "place based partnership". The terms of reference for the City and Hackney Health and Care Board, and the City and Hackney Integrated Commissioning Board are subject to review and formal agreement, including that of this committee. The report seeks delegation of approval to enable timely decision making in the even the next City and Hackney Health and Care Board falls before this Committee's next meeting.

Recommendation

Members are asked to:

- Note the draft terms appended
- Delegate authority to the Town Clerk, in consultation with the Chairman and Deputy Chairman, to approve the terms of reference for the City and Hackney place based partnership arrangements.

Main Report

Background

1. In February 2017 Members agreed the arrangements and terms of reference for the City and Hackney Integrated Commissioning Board (ICB). For the purposes of formal decision making in relation to local authority functions, the City Corporation was represented by a sub-committee of the Community and Children's Services Grand Committee, that met in common - under the umbrella of the ICB - with a sub-committee of Hackney Council members, and a sub-committee of the then City and Hackney Clinical Commissioning Group (CCG).

Current Position

2. The Health and Social Care Act (the Act) 2022 introduces legislative change that consolidates many of the approaches of the City and Hackney ICB. It also introduces changes that require a revision of local structures and their terms of reference.
3. These changes include the replacement of CCG at local levels with larger structures. The City of London now sits within the larger North East London “system” in which the functions of the CCG are the responsibility of NHS North East London Integrated Care Board (ICB), known as NHS North East London.
4. Each of these larger systems are required to establish “place based partnerships” which may exercise statutory functions delegated to them. The North East London system as a whole brings together seven “place based partnerships” – of which the City and Hackney is one. It is the intention that each will comprise a partnership board structure. Locally this will be known as the City and Hackney Health and Care Board.
5. The desire of the North East London ICB is to devolve funding and commissioning to place based partnerships where possible and appropriate. Some services will be more appropriate to commission at the system level (such as specialist services).
6. A key legislative enabler of placed based functions is Section 75 of the National Health Service Act 2006 and the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000. These enable local authorities and NHS bodies to enter into partnership arrangements to provide a more streamlined service and to pool resources.
7. Prior to the recent Act, Section 75 arrangements were agreed between the relevant local authorities (City Corporation and Hackney) and the City and Hackney CCG.
8. Under the new Act these arrangements will be agreed between the relevant local authority and a sub-committee of the North East London ICB. The terms of reference for this sub-committee are subject to NHS governance and set out in Section 2b of the Appendix 1. They invite a representative of each local authority to sit on the sub-committee. No local authority functions are delegated to this sub-committee. These terms of reference are agreed.
9. Section 75 arrangements can only be agreed between the sub-committee of the North East London ICB and the City Corporation and Hackney Council. A separate group – currently, and somewhat confusingly, named the City and Hackney ICB – is established for this function. The draft terms of reference for this group are set out in Section 2a of Appendix 1.
10. The expectation is that many of the discussions that will inform the statutory partners’ decisions under these arrangements will take place within place based

partnerships. For City and Hackney this will happen through aligned meetings between the sub-committees which comprise the City and Hackney ICB (City Corporation, Hackney, NHS NEL sub-committee) and the City & Hackney Health and Care Board, with decisions being taken as appropriate by each statutory committee on matters within the committee's authority.

11. The draft terms of reference for the City and Hackney Health and Care Board are set out in Section 1 of Appendix 1.
12. The draft terms of reference set out in Section 1 and Section 2a are subject to comment and approval of the City Corporation. They continue the principle of the approach agreed by Members in 2017, but are updated to reflect the changes of the recent Act.
13. The Comptroller and City Solicitor is currently reviewing the draft terms and will comment and propose revisions accordingly, and they are also subject to comment from colleagues including those from Hackney.
14. The operation of the City and Hackney ICB will function through the attendance and decision making of a sub committee (the current ICS Sub Committee) of this Committee, and therefore are subject to this Committee's approval.
15. It is intended that such approval is secured at this Committee's next meeting in November, ahead of the City and Hackney Health and Care Board. However, the latter's date is subject to change. It is therefore proposed that approval is delegated to the Town Clerk, in consultation with the Chairman and Deputy Chairman to allow for a timely decision in the event the rescheduled Health and Care Board falls before the next meeting of this Committee.

Corporate & Strategic Implications

Strategic implications

16. The work of the City and Hackney Health and Care Board delivers to priorities of the Corporate Plan, Joint Health and Wellbeing Strategy and Children and Young Peoples Plan.

Financial implications

17. None

Resource implications

18. None

Legal implications

19. None

Risk implications

20. None

Equalities implications

21. Tackling health and wider inequalities is a priority objective of the City and Hackney Health and Care Board, and will support the City in meeting its commitments and Public Sector Equalities Duty.

Climate implications

22. None

Security implications

23. None

Conclusion

24. The revised terms of reference presented, and the practice of the City and Hackney Health and Care Board, reflect the principle of approaches agreed previously by Members. Their revision responds to the changes of the Health and Social Care Act.

Appendices

- Appendix 1 – CITY & HACKNEY PLACE-BASED PARTNERSHIP TERMS OF REFERENCE (draft)

Background Papers

- Integrated Commissioning for Health and Social Care – Community and Children's Services, 17 February 2017

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