

PLACE BOARD OPERATING AS THE HEALTH AND WELLBEING BOARD

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| DATE | 26 TH July 2019 |
| REPORT OF | Stephen Pintus, Director of Health and Wellbeing NELC |
| SUBJECT | Proposed new approach to the Health and Wellbeing Board |
| STATUS | Open |

CONTRIBUTION TO PLACE OUTCOMES

The new arrangements reflect the impact of all five outcomes on the wellbeing of the people of North East Lincolnshire through a stronger economy and stronger communities.

EXECUTIVE SUMMARY

The report confirms the proposed change to the way we operate the Health and Wellbeing Board, agreed previously by the Place Board and the Health & Wellbeing Board. This innovative approach recognises the overall contribution of all five outcomes to the wellbeing of the people of North East Lincolnshire and where they live, work and play. This change acknowledges the overlap in membership of the existing Health & Wellbeing Board with the Place Board, thus meeting any statutory requirements. The approach to devolved leadership for each of the five outcomes also confirms the key leadership role of the Union Board within our Place Governance system in ensuring the functions set out in the Health & Social Care Act 2012 are delivered through the relevant partnership in our new evolving governance system.

RECOMMENDATIONS

1. That the new arrangements as outlined within the report are confirmed by the Place Board.

1. BACKGROUND AND ISSUES

The Health and Wellbeing Board has operated for a number of years, alongside our long established integrated arrangements between the local authority and the CCG through a Section 75 agreement. Many of the issues considered by H&WB Boards operating in other parts of the country have already been adequately considered through these arrangements and in other partnerships in the borough. Therefore much of the agenda and the membership at the Board were often perceived as duplication. The new approach to the Place Board and the associated partnership governance system offers a new more efficient way of ensuring that issues are dealt with for the greatest impact to achieve the desired outcomes. . The attached report reaffirms the proposed changes for consideration by the Place Board and reflects operational improvements to address issues previously raised and discussed.

2. RISKS AND OPPORTUNITIES

The proposed arrangements are different to how H&WB Boards operate in the majority of the country. A recent LGA report demonstrates a variety of different approaches to strengthening the role of Health & Wellbeing Boards. Our approach may present the risk of challenge from inspection bodies that may want to see a 'standard' model. However, we can evidence that we are meeting the statutory requirements. As the 'standard' model has not been seen as fit for purpose for our local circumstances, by embedding the H&W Board in to the Place Board we are truly looking at wellbeing in the round with the ability to flex our wider resources to improve the overall wellbeing of our community.

3. OTHER OPTIONS CONSIDERED

There is an option to continue to operate a standalone H&W Board. Even if this option is preferred following discussions we will still need to review how that Board would operate in relation to the Union Board's role and given that feedback has been that it is not fit for purpose.

4. REPUTATION AND COMMUNICATIONS CONSIDERATIONS

If the new arrangements are agreed we will need to make all organisations aware of how things will operate.

5. FINANCIAL IMPLICATIONS

None arising directly from the report.

6. LEGAL IMPLICATIONS

Confirmation that the new arrangements comply with all relevant legislation has been sought from NELC legal team and if the Board agrees the recommendation any formal legal actions required will be actioned.

7. PLACE IMPLICATIONS

The new arrangements are part of a push to operate a streamlined Place Partnership system that is being undertaken to try to use collective resources more effectively and ultimately achieve improved outcomes for our community.

8. CONTACT OFFICER(S)

Stephen Pintus, Director of Health and Wellbeing, North East Lincolnshire Council.

North East Lincolnshire Place Board

26th July 2019

The Place Board including fulfilling the statutory role of the Health & Wellbeing Board

This paper updates the Place Board of arrangements to fulfil the statutory role of the Health & Wellbeing Board as set out in the Health & Social Care Act 2012.

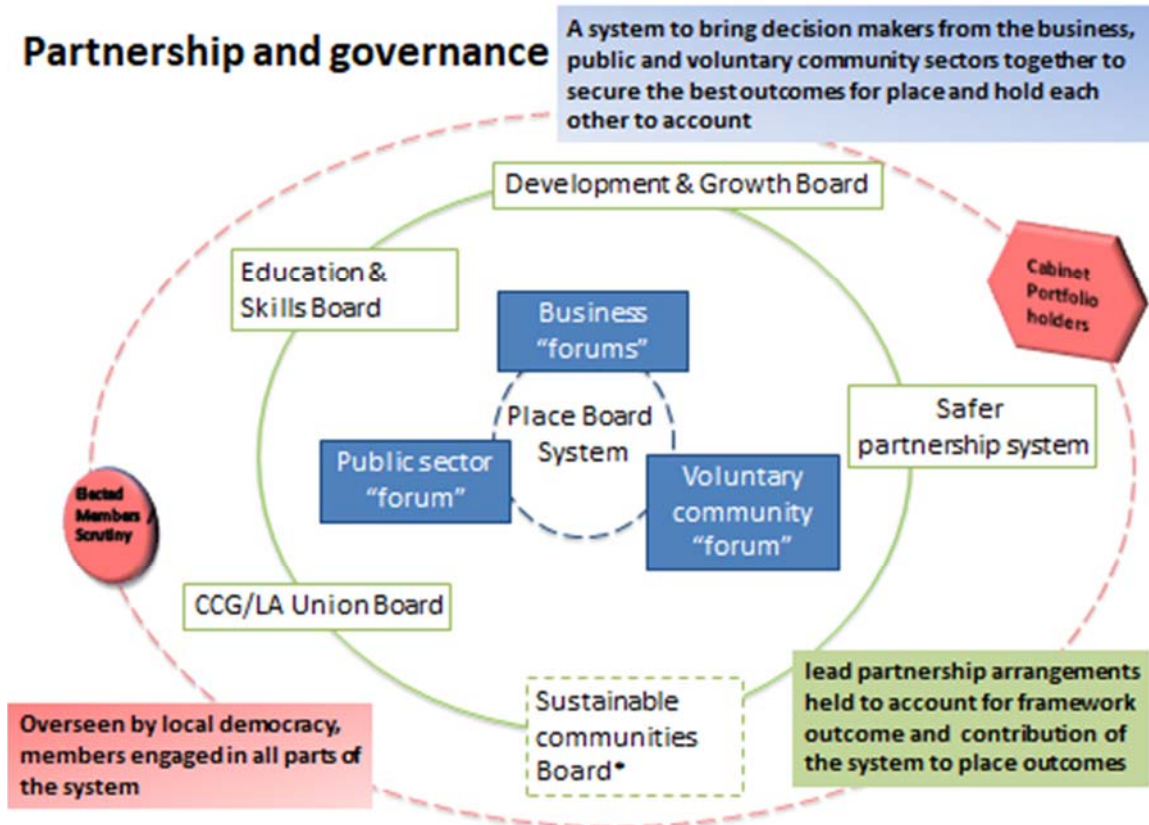
Within our Place Partnership system the requirements of the Health and Wellbeing Board as set out in the box on page 4, were agreed by the existing Health & wellbeing Board members and the Place Board last year.

This reflects the wellbeing agenda linked to the outcomes framework

In North East Lincolnshire our innovative Place system approach builds on the components of inclusive growth to enable overall wellbeing and addressing inequalities. Establishing effective Place based governance is important within North East Lincolnshire to enable partners to hold each other to account and to external bodies to demonstrate our ability to navigate a sustainable future for the people of North East Lincolnshire. This is evident in our profile with central government around the recent Town Deal and how we ensure we can identify and deliver all the interdependent elements within the borough as “Place”. As a Place system it is important from its inception that it is not perceived as merely an extension of the Council but aspiring to be an equal partnership reflecting the principles behind inclusive growth. Within our system, it will also accommodate a range of statutory requirements through the principle of delegation, i.e. ensuring these requirements are addressed in the most appropriate parts of the system.

Following the consultation on the Wellbeing Strategy reflecting the principle of devolved accountability with the Place partnership system, it is proposed that there is a lead partnership system for the achievement of each of the five outcomes. Four of the five have established partnerships. The development of a sustainable communities partnership is subject to further discussion and agreement. The lead partnership for the achievement of the health and wellbeing outcome is the Union Board. It will be necessary as the new arrangements bed in to further clarify the relationship between the Union Board and the Place Board fulfilling the statutory health & wellbeing board role.

Partnership and governance



*not yet in existence

The 'System' aims to work collaboratively across organisational boundaries to agree joint action to achieve better community outcomes. The Board will be the mechanism to ensure collective actions are agreed in response to evidence based local priority issues and to gain collective agreement to the lead organisation to ensure the actions are delivered.

The Place Board will work together to:

- To provide strong and visible collective leadership of our place to realise its full economic, social and environmental potential, in line with the outcomes within the framework
- To oversee a system that ensures that issues and challenges are addressed through collective solutions as and where appropriate.
- To foster relationships between business, communities and public sector bodies in pursuit of inclusive growth.
- Facilitate new models of delivery through potential pooling of resources, aligning services better across sectors or setting up new joint arrangements
- Ensure that changes and decisions by individual sectors are joined up and are able to assess the potential impact on other sectors.

The membership of the Place Board has built from previous strategic groups and aspires to reflect the role set out above.

Leader of the Council
Portfolio holder for Health Wellbeing & Adult
Social care
Portfolio holder for Children, Education and
Young People
Chief Executive of LA/CCG
A representative from FE/HE
A representative from primary Education head
teachers
A representative from secondary Education
head teachers

Representation from local business (ABP)

*Representation from LEP**

Police and Crime Commissioner

Chief officers from
Local Authority
Police
Fire
CCG
Clinical Accountable Officer
Integrated Care Partnership
Housing Association

Director of Health & Wellbeing

Director of Adult Social Service

Director of Children's Services

Three representatives from the voluntary
community and faith sector
Health Watch (for H&WB)

*not yet agreed

This reflects many of the key influencers, shaping North East Lincolnshire, and the membership may adapt to include other significant organisations particularly from the non-statutory sectors. The Place Board also agreed to increase the voluntary and community representation to three members of the Board.

As the Place Board and system becomes established we have reviewed the role of the Health & Wellbeing Board to see if the statutory requirements can be met by the system allowing its function to be absorbed. The Health and Wellbeing Board has met our statutory requirements well, operating in a "partnership rich" environment. This has often led to

issues that would, in other parts of the region, normally be considered by the H&WB Board, being dealt with by other partnership arrangements such as our historical partnership with the CCG.

The adoption of the statutory role of a Health & Wellbeing Board by the Place Board was agreed by the Board in 2018. The initial approach agreed to accommodate the requirement to hold the Health & Wellbeing board in public, is to address the statutory role of the Health & Wellbeing Board as a Part A to the meeting chaired by the portfolio holder for Health and Adult Social Care and with Health Watch in attendance. Agenda items that do not fit within this remit will then be covered in Part B of the Place Board meeting in private, where the public, press and Health Watch will be asked to leave.

This initial approach reflects the developmental nature of the Place Board arrangements. As it progresses it was also agreed that we would work towards as much of the agenda to be held in public as possible, with the private session to be reserved for more sensitive subjects.

This approach takes account of two key components of our Place based approach.

- The principle of devolving issues to the appropriate partnership in the Place system and reserving issues for the Place Board that require a place system wide approach.
- A review of the legislation (see box) indicates that the key references are best dealt with through the Union Board and associated partnership systems. The exception is the JSNA and in North East Lincolnshire we have evolved our approach to this function to accommodate intelligence for all five outcomes which lends this function better suited to the remit of the Place Board. To reflect this we are beginning to replace the term JSNA with the State of the Borough.

The Health and Social Care Act 2012 gives health and wellbeing boards specific functions. These are a statutory minimum and further functions can be given to the boards in line with local circumstances. The statutory functions are:

To prepare Joint Strategic Needs Assessments (JSNAs) and Joint Health and Wellbeing Strategies (JHWSs), which is a duty of local authorities and clinical commissioning groups (CCGs).

- A duty to encourage integrated working between health and social care commissioners, including providing advice, assistance or other support to encourage arrangements under section 75 of the National Health Service Act 2006 (ie lead commissioning, pooled budgets and/or integrated provision) in connection with the provision of health and social care services.
- A power to encourage close working between commissioners of health-related services and the board itself.
- A power to encourage close working between commissioners of health-related services (such as housing and many other local government services) and commissioners of health and social care services.

Any other functions that may be delegated by the council under section 196(2) of the Health and Social Care Act 2012. For example, this could include certain public health functions and/or functions relating to the joint commissioning of services and the operation of pooled budgets between the NHS and the council. Such delegated functions need not be confined to public health and social care. Where appropriate, they could also, for example, include housing, planning, work on deprivation and poverty, leisure and cultural services, all of which have an impact on health inequalities and health, wellbeing

It is clear from the Health and Social Care Act 2012 that health and wellbeing boards are different to other section 102 committees, in particular in relation to the appointment of members. Specifically, the Act:

- sets a core membership that health and wellbeing boards must include:
 - at least one councillor from the relevant council ◦
 - the director of adult social services ◦
 - the director of children's services ◦
 - the director of public health ◦
 - a representative of the local Healthwatch organisation (which will come into being on a statutory footing on 1 April 2013)
 - a representative of each relevant clinical commissioning group (CCG)
 - any other members considered appropriate by the council

To illustrate how this may work in practice, the plan for the use of Better Care Fund is developed through the Union Board and associated partners. One of the external requirements is that it is “signed off” and monitored by the Health & Wellbeing Board. In our Place system approach, this will be approved by delegation, through the Union Board, and presented to the Place Board Part A for information. Reporting on its use and effectiveness will be incorporated into updates on the health & wellbeing outcome, presented to Place Board by the Union Board. A similar example is our Future in Mind plan.

For other issues which have place wide impact and cross partnership input, for example, alcohol, lend themselves to the private Part B of the Place Board.

The Place Board has overseen the development and consultation of a new Strategic Framework for Wellbeing that sets out how the five outcome areas contribute to a stronger economy and stronger communities in North East Lincolnshire. This framework will undergo further development and consultation as it evolves into the Strategic Plan for North East Lincolnshire.