

Committee/Date:	Council, 14 December 2023
Report Title:	Health and Wellbeing Board – terms of reference update
Directorate:	Resources
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Wards affected:	None specifically
Public Access	Open
Appendices	Appendix A – HWB terms of reference update

1. SUMMARY

- 1.1 This report proposes updates to the Health and Wellbeing Board (HWB) terms of reference.
- 1.2 The Board is now aligned with the Waltham Forest Health and Care Partnership (WFHCP) through similarity of membership and agenda items. As such, board meetings will be combined with meetings of the partnership from December 2023.
- 1.3 Proposed changes to the terms of reference reflect this and account for recent changes in relevant legislation and guidance from the Department of Health and Social Care:
 - 1.1.1. [Health and Care Act 2022](#)
 - 1.1.2. [DHSC Health and Wellbeing Boards – Guidance](#)

2. RECOMMENDATION

- 2.1 The Health and Wellbeing Board recommend that Council:
 - 2.1.1. Notes the rationale for proposed updates to the Health and Wellbeing Board terms of reference.
 - 2.1.2. Notes that the core statutory functions and statutory membership of the Health and Wellbeing Board are unchanged.
 - 2.1.3. Agrees the updated Health and Wellbeing Board terms of reference (Appendix A).

3. BACKGROUND

Legislative Changes

3.1 The Health and Care Act 2022 introduced new architecture to the health and care system and amended section 116A of the Local Government and Public Involvement in Health Act 2007. Of relevance to the Health and Wellbeing Board terms of reference are the following changes, prescribed in Section 26 of the legislation:

3.1.1. Clinical commissioning groups (CCGs) were abolished and integrated care boards (ICBs) and integrated care partnerships (ICPs) established. Integrated Care Boards now conduct the commissioning functions that Clinical Commissioning Groups previously undertook. HWBs continue the relationships they had with CCGs with ICBs. This includes receipt of ICB:

- Forward Plans (replacing commissioning plans)
- Annual Reports
- Performance Assessments

3.1.2. The 'joint health and wellbeing strategy' (JHWS) which the HWB is responsible for publishing, was renamed 'joint local health and wellbeing strategy' (JLHWS).

Local Changes

3.2 The Health and Wellbeing Board and the Waltham Forest Health and Care Partnership have agreed to move to an aligned arrangement whereby the quarterly meetings of the HWB will be convened jointly with coinciding meetings of the WFHCP.

3.3 The HWB will be the presiding authority over the meetings in order that the board's statutory functions can be met.

3.4 Alignment arrangements are intended to;

3.1.3. Prevent duplication of agenda items across HWB and WFHCP meetings.

3.1.4. Streamline the process by which information is disseminated to health partners in Waltham Forest.

3.1.5. Improve the efficiency of HWB decision-making.

3.1.6. Improve the HWB's flexibility; existing partnership meetings can be appropriated for the purpose of considering urgent HWB business in cases where urgent decisions are required outside of the HWB meetings scheduled.

4. PROPOSAL

4.1 The update to the terms of reference:

4.1.1. Reflects the changes prescribed by the Health and Care Act 2022 as outlined above.

- 4.1.2. Provides a more comprehensive summary of the Board's statutory functions.
- 4.1.3. Contains the 'Waltham Forest Strategic Partnership Boards and Subgroups: Principles for members', to which Board members are expected to adhere, as an appendix.
- 4.1.4. Reflects the alignment arrangements agreed by the Board and WF Health and Care Partnership, including updated:
 - Statement of intent
 - Membership
 - Voting rights and quorum
 - Chairing arrangements

5. CONSULTATION

- 5.1 The Health and Wellbeing Board has reviewed and endorsed the updated terms of reference in consultation with representatives from the Integrated Commissioning Board leadership and governance officers. The proposals have also been reviewed and endorsed by the Constitution Working Group.

6. IMPLICATIONS

6.1 Finance, Value for Money and Risk

- 6.1.1 None specifically.

6.2 Legal

- 4.1.1. This update aligns the WF HWB terms of reference with the Health and Care Act 2022 which amended section 116A of the Local Government and Public Involvement in Health Act 2007.
- 4.1.2. The updated terms of reference continue to reflect the statutory functions and membership of the HWB as prescribed by the Local Government and Public Involvement in Health Act 2007.

6.3 Equalities and Diversity

- 6.3.1 None specifically.

6.4 Sustainability (including climate change, health, crime and disorder)

- 6.4.1 None specifically.

6.5 Council Infrastructure (e.g. human resources, accommodation or IT issues)

- 6.5.1 None specifically.

BACKGROUND INFORMATION (as defined by Local Government (Access to Information) Act 1985)

None.