

Title of report: Health and Wellbeing Board Terms of Reference

Meeting: Health and Wellbeing Board

Meeting date: Monday 25th September 2023

Report by: Director of Public Health

Classification

Open

Decision type

This is not an executive decision

Wards affected

(All Wards);

Purpose

For the Health and Wellbeing Board (HWB) to consider the revised terms of reference at appendix 1 and provide comments before recommending the changes to Council.

Recommendation

That:

- a) **The Health and Wellbeing Board considers the revised terms of reference at appendix 1 and provides comments before being ratified by Full Council**

Alternative options

1. The current terms of reference could remain unchanged. However, this option would not assist the board with the changes that have been made to the constitution since its last publication.
2. Alternative terms of reference/membership could be adopted by the board.

Key considerations

3. The report is for the board to consider and make comments on the proposed changes to the Health and Wellbeing Board's terms of reference.
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Community impact

4. In accordance with the adopted code of corporate governance, Herefordshire Council is committed to promoting a positive working culture that accepts, and encourages constructive challenge, and recognises that a culture and structure for scrutiny are key elements for accountable decision making, policy development and review. Topics selected for scrutiny should have regard to what matters to residents.

Environmental Impact

5. There are no general implications for the environment arising from this report.

Equality duty

6. Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to –

- a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
 - b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
7. The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services. Our Health providers will be made aware of their contractual requirements in regards to equality legislation.

Resource implications

8. There are no resource implications associated with this report. The resource implications of any recommendations made by the HWB will need to be considered by the responsible body or the executive in response to those recommendations or subsequent decisions.

Legal implications

9. Health and wellbeing boards are responsible for encouraging integrated working between health and social care commissioners, including partnership arrangements such as pooled budgets, lead commissioning and integrated provision.
10. Their purpose is to establish collaborative decision making, planning and commissioning across councils and the NHS, informed by the views of patients, people who use services and other partners.

11 The functions of the Health and Wellbeing Board are set out in paragraph 3.5.24 of the constitution. There are no specific legal implications arising from the proposed Terms of Reference.

Risk management

12 There are no risk implications identified emerging from the recommendation in this report.

Consultees

None

Appendices

Appendix 1 – Herefordshire Health & Wellbeing Board Terms of Reference

Background papers

None identified.