


<p>Non-Executive Report of the:</p> <p><b>Health &amp; Wellbeing Board</b></p> <p>16 July 2019</p>	
<p><b>Report of:</b> Asmat Hussein Corporate Director of Governance</p>	<p><b>Classification:</b> Unrestricted</p>
<p><b>Health and Wellbeing Board Terms of Reference, Quorum and Dates of Meetings 2019/20.</b></p>	

<b>Originating Officer(s)</b>	Rushena Miah – Committee Services Officer
<b>Wards affected</b>	All

### **Executive Summary**

This report sets out the Terms of Reference, Quorum, Membership and Dates of meetings of the Tower Hamlets Health and Wellbeing Board for the Municipal Year 2019/20.

### **Recommendations:**

The Health and Wellbeing Board is recommended to:

1. Note the Terms of Reference, Quorum, Membership and Dates of future meetings as set out in Appendix one and two of this report.
2. To note that Councillor Amina Ali, Cabinet Member for Adults, Health and Wellbeing was appointed Chair of the Health and Wellbeing Board at the Council AGM on the 15 May 2019.

### **1. REASONS FOR THE DECISIONS**

- 1.1 It is necessary for all council committees including the Health and Wellbeing Board to note its Terms of Reference, Quorum, Membership and Dates of Meetings for the Municipal Year 2019/20.

### **2. ALTERNATIVE OPTIONS**

- 2.1 The Board could choose not to consider the Terms of Reference however, this is not recommended as the Health and Wellbeing Board is expected to meet its core functions as stated in the Terms of Reference.

### **3. DETAILS OF THE REPORT**

- 3.1 Traditionally following the Annual General Meeting of the Council, it has been the practice for committees to note their Terms of Reference, Quorum and Membership at their first meetings. These are set out in Appendix one and two of this report.
- 3.2 At the Annual Meeting of the Council a written record of delegations were made by the Mayor under the Executive Scheme of Delegation for inclusion in the Council's Constitution. Under the new composition of the Mayor's Executive: Councillor Danny Hassell is the Cabinet Member Children's Schools and Young People, Councillor Sirajul Islam is the Cabinet Member for Housing and Councillor Candida Ronald is the Cabinet Member for Resources and the Voluntary Sector. Councillor Denise Jones was appointed as Non-Executive Majority Group Councillor and Older Peoples Champion. Councillor Andrew Wood was appointed non-executive minority group Councillor.
- 3.3 The Board's meetings for the remainder of the year are set out in Appendix three to this report. Meetings are scheduled to take place bi-monthly and will take place at 5.00pm. There will be two Board development sessions scheduled in the year, the dates for these have not yet been set.
- 3.4 It is clear from the Health and Social Care Act 2012 that Health and Wellbeing Boards are different to other Section 102 Committees, particularly in relation to the appointment of Councillors. The regulations do not require political proportionality and enables Directors of the Local Authority to become members of the board. The **core membership** of health and wellbeing boards must include:
- **At least one councillor from the relevant council**
  - **The director of adult social care services**
  - **The director of children's services**
  - **The director of public health**
  - **A representative from the local Healthwatch organisation**
  - **A representative of the clinical commissioning group**
  - **Any other members considered appropriate by the council**
- 3.5 The membership of the Board in Tower Hamlets reflects the requirements of the Health and Social Care Act 2012 and allows other members that Tower Hamlets regard as important to the Health and Wellbeing of its residents.
- 3.6 This in effect means the Board is able to review its membership and make necessary priorities in Tower Hamlets. There is more than one elected councillor on the Board but there is no restriction on the total number of elected Members that can be board members. The Council is free to decide, in consultation with the Health and Wellbeing Board, which members of the Board should be voting members.
- 3.7 Appendix one outlines the Board's current Terms of Reference.

#### **4. EQUALITIES IMPLICATIONS**

4.1 Not applicable.

#### **5. OTHER STATUTORY IMPLICATIONS**

5.1 Not applicable.

#### **6. COMMENTS OF THE CHIEF FINANCE OFFICER**

6.1 There are no direct financial implications arising from this report. Service expenditure incurred to meet Health and Wellbeing priorities will be funded through existing resources including the Public Health grant.

#### **7. COMMENTS OF LEGAL SERVICES**

7.1 Section 194 of the Health and Social Care Act 2012 requires the establishment of a Health and Wellbeing Board and sets out how the Board must be constituted. The membership proposed in the revised Terms of Reference meets those requirements.

7.2 With regard to Councillor nominations, the Act requires that where the authority operates executive arrangements, as the Council does, then the Mayor must nominate these Councillors. If changes in the Councillor Membership of the Committee are proposed then a report has to go to the Mayor to nominate these Councillors.

7.3 In accordance with section 14 (6) of the Local Government Act 2000 (as amended) any arrangements made by the Mayor for the discharge of an executive function by an executive member, committee or officer are not to prevent the Mayor from exercising that function.

7.4 Any changes to the Terms of Reference must be agreed by full Council pursuant to Article 4.02(d) of the Constitution. The terms of reference, quorum, membership and dates of meetings are consistent with the legal framework and Part 3.3.23 of the Council's Constitution.

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### **Linked Reports, Appendices and Background Documents**

#### **Linked Report**

NONE.

#### **Appendices**

- Appendix 1 – Terms of Reference
- Appendix 2 – Membership
- Appendix 3 – Dates of Meetings 2019/20.

**Local Government Act, 1972 Section 100D (As amended)**

**List of “Background Papers” used in the preparation of this report**

List any background documents not already in the public domain including officer contact information.

- These must be sent to Democratic Services with the report
- State NONE if none.

**Officer contact details for documents:**

Or state N/A