

Non-Executive Report of the: Health & Wellbeing Board	
Report of: Joseph Lacey-Holland (Acting Director of Integrated Commissioning)	Classification: Unrestricted
Health and Wellbeing Board Terms of Reference; Membership & the Dates of Meetings 2023/24	

Originating Officer(s)	Ranjit Matharu (Partnership Board Manager in Strategy)
Wards affected	All

Executive Summary

This report sets out the Terms of Reference for the Municipal Year 2023/24.

Recommendations:

The Health and Wellbeing Board is recommended to:

1. To note that Councillor Gulam Kibria Choudhury (Cabinet Member for Adults, Health, and Wellbeing) was appointed Chair of the Health and Wellbeing Board at the Council AGM on the 23rd May 2023.
2. Note and comment the Terms of Reference; Membership and the Dates of Meetings 2023/24 as set out in the attached Appendices.
3. Agree the Terms of References to go a future Full Council as per the requirements of the constitution.

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 for the Municipal Year 2023/24.

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 at their first meeting of the relevant Municipal Year.
- 3.2 The Board's meetings for the remainder of the year are scheduled to take place bi-monthly and will take place at 5.00pm.
- 3.3 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.
- 3.4 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.

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.

Linked Reports, Appendices and Background Documents

Linked Report

NONE.

Appendices

- Appendix 1 – Terms of Reference
- Appendix 2 – Membership
- Appendix 3 - Dates of Meetings 2023/24

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