

## York Health and Wellbeing Board Terms of Reference

The York Health and Wellbeing Board has a key strategic role in carrying out assessments of the health and wellbeing needs of the people of York and in developing strategies to meet those needs. It also has a role in encouraging health and social care providers to work together to meet those needs.

### 1. Name

- 1.1 The Board will be known as the York Health and Wellbeing Board ('the Board')

### 2. Membership

- 2.1 Board members will be required to represent their organisation with sufficient seniority and influence for decision making. The membership of the Board will consist of:
- i. The Leader of City of York Council ("the Council") or a Councillor nominated by him and ~~two~~ three elected representatives nominated by the Council (*to include the Cabinet Members with the portfolio's for Children's Services and Adult Social Care*)
  - ii. ~~The Chief Executive of City of York Council~~
  - iii. Two representatives of the Vale of York Clinical Commissioning Group appointed by them
  - iv. A representative of HealthWatch York appointed by them
  - v. The Director of Public Health
  - vi. The Director of Adults, Children and Education
  - vii. A representative for the York Voluntary and Community Sector
  - viii. A representative of the York Teaching Hospital NHS Foundation Trust
  - ix. A representative of Leeds Partnership NHS Foundation Trust
  - x. A representative of the Independent Care sector
  - xi. A representative of the NHS Commissioning Board
  - xii. A representative of North Yorkshire Police
  - xiii. Other members appointed by the Board or the Leader of the Council after consultation with the Board.

### 3. Legal Status

- 3.1 The Health and Wellbeing Board is a committee of the Council and will adhere to the Constitutional requirements of the Council affecting

committees unless alternative provision is made within these terms of reference or the law.

#### **4. Disqualification from Membership**

4.1 The following are disqualified from being a Board Member

- a. Any person who is the subject of a bankruptcy restrictions order or interim order
- b. Any person who has within five years before the day of being appointed or since his or her appointment been convicted in the United Kingdom, the Channel Islands or the Isle of Man of any offence and has had passed on him a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine.

#### **5. Quorum**

5.1 The quorum shall be 7 members including as a minimum a representative of the City of York Council and a representative of the Vale of York Commissioning Group.

#### **6. Chair**

6.1 The Chair of the Board shall be the Leader of the Council or his or her nominated representative. In the absence of the Chair the Board shall elect a Chair for that meeting from the members present.

6.2 The Chair of the Health and Wellbeing Board will be required to hold a named delegate list for board representatives including deputies.

#### **7. Frequency of Meetings**

7.1 The Board shall schedule meetings at least four times a year.

#### **8. Delegation of Powers**

8.1 The Board may establish sub-committees to discharge any function of the Board or to advise the Board in respect of its functions.

8.2 If the Council delegates any of its public health functions to the Board in accordance with section 196(2) of the Health and Social Care Act 2012 then the Board may arrange for those functions to be discharged by an officer. Other functions of the Board may not be delegated to officers.

## **9. Functions of the Board**

- 9.1 In order to advance the health and wellbeing of the patients and residents in York, encourage persons who arrange for the provision of any health or social care services to work in an integrated manner.
- 9.2 To provide such assistance or other support as it thinks appropriate for the purpose of encouraging the making of arrangements under section 75 of the National Health Service Act 2006 between the Council and NHS bodies in relation to the exercise of NHS functions or health related functions of the Council.
- 9.3 To exercise the functions of a local authority and its partner clinical commissioning groups under sections 116 and 116A of the Local Government and Public Involvement in Health Act 2007 relating to joint strategic needs assessments, and health and wellbeing strategy.
- 9.4 To exercise the statutory functions of a Health and Wellbeing Board in relation to the carrying out and publication of pharmaceutical needs assessments.
- 9.5 To exercise any other functions of the Council which the Council has determined should be exercised by the Board on its behalf in accordance with section 196(2) of the Health and Social Care Act 2012 including:
  - Overseeing the development of local commissioning plans and, where necessary, initiating discussions with the NHS Commissioning Board if an agreed concern exists
  - Leading cultural and behavioural change to support a joint approach to meeting local need
  - Holding all partners to account for their role in the delivery of joint commissioning and overall stewardship of the health and wellbeing outcomes for patients and residents
  - Working alongside local strategic partnership arrangements to ensure the coordination of city wide ambitions, all of which impact on the health and wellbeing of patients and residents.
- 9.6 Where it considers it appropriate to do so, or when so requested by the Council, to give the Council its opinion on whether the Council is discharging its duty under section 116B of the 2007 Act to have regard

to the joint strategic needs assessment and joint health and wellbeing strategy.

- 9.7 To periodically review the York Health and Wellbeing Board constitution.
- 9.8 Board members will be bound by the same rules as Councillors