

Report of Head of Scrutiny and Member Development

Report to Health and Wellbeing and Adult Social Care Scrutiny Board

Date: 21 June 2013

Subject: Scrutiny Board Terms of Reference

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

1. This report summarises recent amendments made to the Council's Constitution which directly impact on the terms of reference for the Health and Wellbeing and Adult Social Care Scrutiny Board (Appendix A).
2. Scrutiny Boards will continue to be aligned to the Strategic Partnership Boards and are therefore authorised to review or scrutinise the performance of their relevant Partnership Board. In accordance with the Scrutiny Board Procedure Rules, Scrutiny Boards will also continue to act as 'critical friend' to their relevant Partnership Board and assess how well the Partnership is working in practice.

Recommendation

3. Members are requested to note the Scrutiny Board's terms of reference and reflect these in its discussion about its work programme for the year ahead.

Scrutiny Board (Health and Well-being and Adult Social Care)

The Scrutiny Board (Health and Well-being and Adult Social Care) is authorised to discharge

1. the following overview and scrutiny functions:¹
 - a) to review or scrutinise decisions made or other action taken in connection with any council or executive function or any matter which affects the authority's area or the inhabitants of that area;²
 - b) to review or scrutinise the performance of the Health and Wellbeing Board;³
 - c) to carry out such other reviews or policy development tasks as it may be requested to do by the Executive Board, the Council or the Health and Wellbeing Board;
 - d) to act as the appropriate Scrutiny Board in relation to the Executive's initial proposals for a relevant plan or strategy⁴ within the Budget and Policy Framework;⁵
 - e) to review or scrutinise executive decisions made that have been Called In;
 - f) to review outcomes, targets and priorities within the Council Business Plan and the Best city for...health and wellbeing priorities in the City Priority Plan;
 - g) to receive requests for scrutiny and councillor calls for action and undertake any subsequent work; and
 - h) to make such reports and recommendations as it considers appropriate and to receive and monitor formal responses to any reports or recommendations made by the Board.
2. the following functions of the authority:⁶
 - a) to review and scrutinise any matter relating to the planning, provision and operation of the health service in its area and to make reports and recommendations on any such matter it has reviewed or scrutinised;
 - b) to comment on, make recommendations about, or report to the Secretary of State in writing about such proposals as are referred to the authority by a relevant NHS body or a relevant health service provider; and
 - c) to nominate Members to any joint overview and scrutiny committee appointed by the authority.⁷

¹ In relation to functions delegated to the Director of Adult Social Services and the Director of Public Health under the Officer Delegation Scheme whether or not those functions are concurrently delegated to any other committee or officer, and functions exercised by the Health and Wellbeing Board.

² Including matters pertaining to outside bodies or partnerships to which the authority has made appointments.

³ The Scrutiny Board has a duty to do this each municipal year – Scrutiny Board Procedure Rule 10.3

⁴ Namely the Health and Wellbeing City Priority Plan.

⁵ In accordance with Budget and Policy Framework Procedure Rules.

⁶ In accordance with regulations issued under Section 244 National Health Service Act 2006 (the regulations).

⁷ such nominations to reflect the political balance of the Board.