

Draft Constitution of the West Yorkshire Integrated Care Board (ICB)

Date: 11th January 2022

Report of: Head of Democratic Services

Report to: Scrutiny Board (Adults, Health and Active Lifestyles)

Will the decision be open for call in? Yes No

Does the report contain confidential or exempt information? Yes No

What is this report about?

Including how it contributes to the city's and council's ambitions

- During its previous meetings on 27th July 2021, 7th September 2021 and 16th November 2021, the Adults, Health and Active Lifestyles Scrutiny Board has been briefed on the implications of the new Health and Care Bill 2021-22 in context for health and social care in West Yorkshire and Leeds, particularly with regard to the development of the local Integrated Care System (ICS).
- The Health and Care Bill proposes that Integrated Care Systems (ICSs) are formally established as statutory bodies from 1 April 2022. This will mean that Clinical Commissioning Groups (CCGs) will be abolished with effect from 31 March 2022 and most of their functions will be delivered through these new statutory bodies. ICSs will be put onto a statutory footing and comprise an Integrated Care Partnership (ICP) and an Integrated Care Board (ICB).
- The Bill requires CCGs to propose the constitution of the ICB and before making a proposal, consult anyone they consider it appropriate to consult. In West Yorkshire, the CCGs have agreed that the West Yorkshire Health and Care Partnership should co-ordinate the development of the constitution and involvement with stakeholders.
- The [draft constitution](#) of the West Yorkshire ICB has been published on the West Yorkshire Health and Care Partnership website to enable all interested parties to contribute. The Scrutiny Board (Adults, Health and Active Lifestyles) is therefore invited to consider and provide feedback on the draft constitution as part of this broader consultation process.
- Appended to this report is a briefing paper by the Leeds Clinical Commissioning Group which provides further context and detail surrounding the draft constitution of the West Yorkshire ICB constitution, including a copy of the draft constitution document. It is important to note that feedback is sought on the content of the constitution, not on whether ICBs should be established – as the latter will be required by law.

Recommendations

The Scrutiny Board is asked to consider the information appended to this report and provide feedback on the draft constitution of the West Yorkshire Integrated Care Board (ICB) as part of the broader consultation process.

Why is the proposal being put forward?

1. The Health and Care Bill 2021-22 was published and introduced in the House of Commons on 6 July 2021. Having previously discussed the implications of this new Bill in context for health and social care in West Yorkshire and Leeds, the Adults, Health and Active Lifestyles Scrutiny Board agreed to maintain a watching brief regarding the development of the local Integrated Care System (ICS).
2. From April 2022, ICSs will be put onto a statutory footing and comprise an Integrated Care Partnership (ICP) and an Integrated Care Board (ICB). The Health and Care Bill requires CCGs to propose the constitution of the ICB and before making a proposal, consult anyone they consider it appropriate to consult. In West Yorkshire, the CCGs have agreed that the West Yorkshire Health and Care Partnership should co-ordinate the development of the constitution and involvement with stakeholders.
3. The West Yorkshire Health and Care Partnership published the draft constitution of the West Yorkshire Integrated Care Board for consultation on 8th November 2021 and the Scrutiny Board (Adults, Health and Active Lifestyles) is invited to consider and provide feedback on the draft constitution as part of this broader consultation process.
4. To assist the Scrutiny Board, a briefing paper has been provided by the Leeds Clinical Commissioning Group to give further context and detail surrounding the draft constitution of the West Yorkshire ICB, including a copy of the draft constitution document for Members' consideration.

What impact will this proposal have?

Wards affected: All
Have ward members been consulted? <input type="checkbox"/> Yes <input type="checkbox"/> No

5. The Scrutiny Board is invited at this stage to consider and provide feedback on the draft constitution of the West Yorkshire Integrated Care Board (ICB) as part of the broader consultation process.
6. With the publication of the Bill, the Scrutiny Board previously acknowledged that further guidance was still expected from the government, particularly surrounding future governance arrangements linked to the ICS. The Scrutiny Board will therefore maintain a watching brief in terms of the ongoing development of the local ICS.

What consultation and engagement has taken place?

7. The government ran a formal consultation process on its proposals before publishing the Health and Care Bill 2021-22.
8. Senior representatives from across the local health and care system had contributed to the Scrutiny Board's previous meetings in July, September and November 2021 to discuss the ongoing development of the local ICS.
9. The West Yorkshire Health and Care Partnership is currently engaging on the draft constitution with all partners and members of the public across West Yorkshire. Members are asked to note that the draft constitution document was also presented to the West Yorkshire Joint Health Overview and Scrutiny Committee on 30th November 2021 for its consideration.

10. At today's meeting, the Chief Executive of the NHS Leeds Clinical Commissioning Group will be leading on presenting the appended information to the Scrutiny Board.

What are the resource implications?

11. Information relating to associated resource implications is set out within the appended briefing note from the Leeds NHS Clinical Commissioning Group.

What are the legal implications?

12. The proposals set out in the Health and Care Bill are intended to pass into law by April 2022.

What are the key risks and how are they being managed?

13. Information relating to associated resource implications is set out within the appended briefing note from the Leeds NHS Clinical Commissioning Group.

Does this proposal support the council's three Key Pillars?

Inclusive Growth Health and Wellbeing Climate Emergency

14. The Leeds Health and Well-being strategy sets out the ambition that Leeds will be a healthy and caring city for all ages, where people who are the poorest improve their health the fastest. The aims of integrated care support many of the strategy's priorities including "the best care, in the right place, at the right time".

Appendices

15. Appendix 1 – Briefing note from Leeds NHS Clinical Commissioning Group on the West Yorkshire Integrated Care Board draft constitution.

Background papers

16. None.