

Report of the Head of Scrutiny and Member Development

Report to the Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber)

Date: 2 September 2011

Subject: Review of Children's Congenital Heart Services in England: Revised 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: Not applicable Appendix number: Not applicable	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

1. The Joint HOSC (Yorkshire and the Humber) forms the statutory overview and scrutiny body to consider the proposed reconfiguration of Children's Congenital Heart Services in England and the potential impact on children and families across the and the potential impact on children and families across the Yorkshire and Humber region. As such, it is necessary for the Joint HOSC to keep its agreed terms of reference under review and, where necessary, make amendments to reflect any changing circumstances.
2. This report highlights the need to amend the previously agreed Terms of Reference to reflect the outcome of the local elections in May 2011 and subsequent changes in appointments within Council's across the region.
3. As part of the public consultation on the future of Children's Congenital Heart Services in England, Health Overview and Scrutiny Committees have been given until 5 October 2011 to respond to the proposals.
4. The updated Terms of Reference reflect changed membership of the Joint HOSC and the amended timetable.

Recommendations

5. Members are asked to agree the updated Terms of Reference appended to the report.

1.0 Purpose of this report

- 1.1 The purpose of this report is to present Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber) with draft Terms of Reference for amendment and/or agreement, in relation to the national consultation around the proposed reconfiguration of Children's Congenital Heart Services in England.

2.0 Background information

- 2.1 The Health and Social Care Act (2001), subsequently reinforced and amended by the NHS Act (2006) and the Local Government and Public Involvement in Health Act (2007), places a duty on local NHS bodies to make arrangements to involve and consult patients and the public in:

- Planning service provision;
- The development of proposals for changes; and,
- Decisions about changes to the operation of services.

- 2.2 The requirement to consult on changes and/or developments of NHS services also includes a duty to consult with relevant Health Overview and Scrutiny Committees where the NHS Body has under consideration any proposal for a substantial development or variation in the provision of health services within a specific local authority area.

- 2.3 In circumstances where such proposals are likely to affect a population larger than that covered by a single Health Overview and Scrutiny Committee, the Secretary of State (for Health) issued a Direction requiring appropriate scrutiny committees to convene a joint HOSC. In this regard, local authorities across Yorkshire and the Humber have developed and agreed a protocol as a guide and reference point for such occasions.

3.0 Main issues

- 3.1 At its initial meeting on 14 March 2011, the regional Joint Health Overview and Scrutiny Committee (HOSC) agreed its terms of reference for considering the proposed reconfiguration of Children's Congenital Heart Surgery Services in England. This included details of the membership of the committee, which have subsequently changed following the local elections in May 2011 and subsequent changes in appointments within Council's across the region.
- 3.2 As part of the public consultation on the future of Children's Congenital Heart Services in England, Health Overview and Scrutiny Committees have been given until 5 October 2011 to respond to the proposals.
- 3.3 The updated revised Terms of Reference (attached at Appendix 1) reflect the change in membership of the Joint HOSC and the amended timetable for HOSCs to respond to the proposals.

4.0 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 There are no specific considerations relevant to this report.

4.2 Equality and Diversity / Cohesion and Integration

4.2.1 There are no specific considerations relevant to this report.

4.3 Council Policies and City Priorities

4.3.1 There are no specific considerations relevant to this report.

4.4 Resources and Value for Money

4.4.1 There are no specific considerations relevant to this report.

4.5 Legal Implications, Access to Information and Call In

4.5.1 This report does not contain any exempt or confidential information.

4.6 Risk Management

4.6.1 There are no specific considerations relevant to this report.

5.0 Conclusions

5.1 The Joint HOSC (Yorkshire and the Humber) forms the statutory overview and scrutiny body to consider the proposed reconfiguration of Children's Congenital Heart Services in England and the potential impact on children and families across the and the potential impact on children and families across the Yorkshire and Humber region. As such, it is necessary for the Joint HOSC to keep its agreed terms of reference under review and, where necessary, make amendments to reflect any changing circumstances.

5.2 This report highlights the need to amend the previously agreed Terms of Reference to reflect the outcome of the local elections in May 2011 and subsequent changes in appointments within Council's across the region.

6.0 Recommendations

6.1 Members are asked to note the changed membership of the Joint HOSC and agree the revised Terms of Reference (attached at Appendix 1).

7.0 Background documents

- Health and Social Care Act (2001) – Directions to Local Authorities (Overview and Scrutiny Committees, Health Scrutiny Functions)
- Protocol for Yorkshire and the Humber Councils – Joint Health Overview And Scrutiny Committee
- Leeds City Council's Constitution – Overview and Scrutiny Procedural Rules
- Report to the Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber): Proposed Reconfiguration of Children's Congenital Heart Services in England – Draft Terms of Reference (14 March 2011)