

Leeds Health & Wellbeing Board

Report author: E Davenport/Rob Kenyon
Tel: 24 78408/24 74209

Report of City Solicitor/Director of Adult Social Services

Report to Health and Wellbeing Board

Date: 22 May 2013

Subject: Appointment of additional members

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. The report asks the Health and Wellbeing Board to consider whether to appoint any additional members to the Board for the municipal year 2013/14.
2. The Health and Wellbeing Board may appoint such **additional persons to be members** of the Board, as it thinks appropriate.
3. If the **direction** about voting arrangements is made in the terms proposed in the previous item on this agenda, additional members appointed by the Board would be **non-voting**, thus leaving voting arrangements unaffected.
4. Subject to approval of amendments to the Council Procedure Rules, additional Board members could substitute for relevant voting members.

Recommendations

5. The Health and Wellbeing Board is asked to:
 - Consider whether to appoint any additional members to the Board;
 - Seek nominations from relevant organisations in respect of any additional members which the Board resolves should be appointed; and
 - Consider whether to make any representations to the City Solicitor about substitute arrangements for non-councillor members of the Board.

1 Purpose of this report

- 1.1 The report asks the Health and Wellbeing Board to consider whether to appoint any additional members to the Board for the municipal year 2013/14.

2 Background information

- 2.1 The Health and Social Care Act 2012 sets out a minimum statutory membership for the Health and Wellbeing Board (to include representatives nominated by the Council Leader, appointed by each clinical commissioning group (CCG) and the Local Healthwatch organisation, and the three statutory directors of Adult Social Services, Children's Services and Public Health).
- 2.2 At its annual meeting on 20 May, full Council noted the appointments made by the CCGs and Healthwatch Leeds to the Board and made appointments to the Board. In addition to the statutory membership (including 5 councillors nominated by the Leader), full Council appointed a representative of the third sector, and a representative of NHS (England).
- 2.3 In recognition of the partnership nature of the Board, further appointments were left for the Health and Wellbeing Board to determine.
- 2.4 Full Council approved amendments to the Council Procedure Rules, to provide for **substitute arrangements** for councillors who are members of the Board, via nomination from the relevant group whip.
- 2.5 The City Solicitor was also delegated authority to amend the Council Procedure Rules, to provide for a non-voting representative to substitute for a relevant voting representative, should the Health and Wellbeing Board appoint any additional members to the Board.

3 Main issues

- 3.1 The Health and Wellbeing Board may appoint such **additional persons** to be members of the Board, as it thinks appropriate.
- 3.2 If the direction about voting arrangements is made in the terms proposed in the previous item on this agenda, additional members appointed by the Board would be **non-voting**. The parity of votes between the council and its partners would not therefore be affected by the appointment of any additional members by the Board.
- 3.3 From consultation with the shadow Board, the Director of Adult Social Services anticipates that such appointments are likely to be a second CCG representative from each CCG, and an additional Healthwatch Leeds representative.
- 3.4 In considering whether to appoint any additional members, the Board should take into account the potential for additional Board members to substitute for relevant

voting members. This may be a particular consideration in terms of securing voting participation at all meetings from statutory voting members.

4 Health and Wellbeing Board Governance

4.1 Consultation and Engagement

4.1.1 The issue of membership was been considered by the shadow Health and Wellbeing Board, as part of the consultation process before the Board was appointed.

4.2 Equality and Diversity / Cohesion and Integration

4.2.1 As a local authority committee, the Health and Wellbeing Board will have to meet public sector equality duties.

4.3 Resources and value for money

4.3.1 There are no significant resource implications arising from this report.

4.4 Legal Implications, Access to Information and Call In

4.4.1 This report is not open to call-in. No information in this report has been classified as exempt.

4.5 Risk Management

4.5.1 There are no risk management implications to this report.

5 Conclusions

5.1 Additional members may provide wider input and perspectives into the Board. Subject to amendments to the Council Procedure Rules, their appointment may potentially also facilitate substitute arrangements for relevant non-councillor voting representatives.

5.2 However, these potential advantages need to be reconciled with the aspiration of the shadow Health and Wellbeing Board to maintain a “lean commissioning based focus” to Board membership in order to be effective.

6 Recommendations

6.1 The Health and Wellbeing Board is asked to:

- Consider whether to appoint any additional members to the Board;
- Seek nominations from relevant organisations in respect of any additional members which the Board resolves should be appointed; and
- Consider whether to make any representations to the City Solicitor about substitute arrangements for non-councillor members of the Board.