

## REPORT OF DIRECTOR FOR LEGAL AND GOVERNANCE SERVICES

### APPOINTMENT TO JOINT HEALTH OVERVIEW AND SCRUTINY COMMITTEE

Health in Hackney Scrutiny Commission  
8 June 2021

Classification

Public

Ward(s) affected

All

Enclosures  
None

AGENDA ITEM No

**6**

## 1. INTRODUCTION

- 1.1 This report invites the Health in Hackney Scrutiny Commission to agree the appointment of **3** Members to the Inner North East London Joint Health Overview and Scrutiny Committee for 2021/22. The Committee comprises one member from the City of London Corporation, and three each from the London Boroughs of Hackney, Newham, Tower Hamlets and Waltham Forest.

## 2. RECOMMENDATIONS

- 2.1 **To appoint 3 Members as Hackney's representatives on the Inner North East London Joint Health Overview and Scrutiny Committee for 2021/22.**

## 3. FINANCIAL CONSIDERATIONS

- 3.1 The recommendations to appoint new members to these Committees to deal with the issues specified in the report will not result in any significant additional cost to the Council. Any costs arising from the hosting of or attendance at meetings of the Joint Committee will be met from existing budgets.

## 4. LEGAL CONSIDERATIONS

- 4.1 Sections 190 and 191 of the Health and Social Care Act 2012 ("HSCA 2012") made various changes to the system of review and scrutiny of the health service. Under the HSCA 2012 health scrutiny functions were conferred upon the council itself. Health scrutiny became a statutory function of the council (as opposed to an overview and scrutiny Committee of the local authority). Health scrutiny functions are not functions of the executive under executive arrangements. Under section 244 of the NHS Act 2006, local authorities were no longer required to have a Health Overview and Scrutiny Committee to discharge health functions. The Council chose to continue its existing Health

Overview and Scrutiny Commission as set out in the report to full council on 20 March 2013 upon the setting up of the Health and Wellbeing Board.

- 4.2 Article 11.4 of Article 11 of the Constitution provides that the council may be required to form a joint Health Scrutiny Committee with other boroughs being consulted by local health providers that are planning changes to the way they deliver services which could be considered to be a substantial and arrange for the Joint Health Scrutiny Committee to review and scrutinise matters relating to the health services and make reports and recommendations on such matters. The process by which this is established shall be agreed by the Health in Hackney Scrutiny Commission on a report from the Monitoring Officer.
- 4.3 By virtue of Article 11 of the Constitution, Health in Hackney Overview and Scrutiny Commission has been delegated the Council's statutory functions in accordance with section 244 of the National Health Service Act 2006 and associated regulations to set up a Joint Health Overview and Scrutiny Commission and appoint members from within the membership of the Committee to any Joint Overview and Scrutiny Commission with other local authorities, as directed under the NHS Act 2006.
- 4.4 The arrangements for the Joint Health Overview and Scrutiny Committee must comply with the relevant provisions of the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013. The Joint Health Overview and Scrutiny Commission will be established under Regulation 30(1), which enables two or more local authorities to appoint a joint overview and scrutiny committee and arrange for health scrutiny functions to be exercisable by the joint committee, subject to such terms and conditions as the authorities consider appropriate. Under Regulation 30(6) the Joint Health and Overview and Scrutiny Commission may not discharge any functions other than health scrutiny (relevant functions) in accordance with Regulation 30.

## 5. DETAIL

- 5.1 INEL JHOSC and ONEL (Outer North East London) JHOSC emerged from the then pan-London JHOSCs formed to scrutinise heart and stroke services and the Darzi reforms c. 2008. INEL JHOSC has met formally 4 times during 2020/21 in virtual meetings. The main focus of its work is to scrutinise the **East London Health and Care Partnership** (ELHCP) which has evolved into **North East London Integrated Care System** (NEL ICS) which came into being in shadow form on 1 April in and will be formally in place from 1 April 2022. In the past year the work programme of the committee has been dominated by providing scrutiny of the sub-regional response to the Covid-19 pandemic.
- 5.2 The East London Health and Care Partnership footprint crosses 8 boroughs and it will significantly shape the local NHS in east London. The Health and Care Bill 2021, announced in the Queen's Speech on 11 May, will put ICSs such as this partnership on a statutory footing.
- 5.3 The ELHCP comprises 20 organisations (NHS providers, CCGs and councils) across the 7 previous CCG areas and 8 local authority areas in north and east London. The 7 previous CCGs have also as of 1 April 2021 now formally merged into a Single North East London CCG, with a Single Accountable

Officer, Henry Black. Marie Gabriel CBE has also been appointed as the Independent Chair of the NEL ICS.

- 5.4 The North East London patch has, for historical reasons, had two joint health scrutiny committees covering it. Outer North East London (ONEL) comprising Havering, Barking and Dagenham, and Redbridge and INEL which comprises Waltham Forest, Tower Hamlets, Newham, City and Hackney.
- 5.5 The custom has been that the Chair of the Committee rotates among the 5 boroughs every two years. This usually followed the municipal calendar however a delay meant that Newham held the chair from Feb 2019 to Feb 2021. At a meeting on 10 February 2021 Cllr Ben Hayhurst (Chair of Health in Hackney Scrutiny Commission) and one of the three Hackney reps was elected as Chair of INEL for a two-year term. This also means that Hackney Council now has the Secretariat for the Committee from Feb 2021 to Feb 2023.
- 5.6 Over the past year the Committee has considered the following items. The 24 June 2020 meeting considered:
  - a) Covid-19 response from the ELHCP partners
  - b) Overview of borough level scrutiny of Covid-19 issues in each borough
- 5.7 The 30 September 2020 meeting considered:
  - a) Covid-19 response: update from ELHCP on managing the emergency
  - b) Covid-19 response: discussion with east London's Directors of Public Health
  - c) The eligibility of overseas visitors for funded NHS Treatment: a briefing from Barts Health NHS Trust
- 5.8 The 25 November 2020 meeting considered:
  - a) Covid-19 response and an update on 'winter preparedness' in acute trusts: briefings from ELHCP and Barts Health
  - b) Whipps Cross Hospital Redevelopment Update: briefing from Barts Health
- 5.9 The 10 February 2021 meeting considered:
  - a) Election of Chair and Vice Chair
  - b) Covid-19 impacts in secondary care across NEL
  - c) Covid-19 strategy for roll-out of the vaccination programme across NEL
  - d) North East London System response to NHSE consultation on '*Integrated Care next steps to building strong and effective Integrated Care Systems across England*' briefing from ELHCP
  - e) Update on recruitment process for new Senior Responsible Officer for ELHCP /Accountable Officer for North East London Commissioning Alliance.
- 5.10 The first meeting of 2021/22 takes place on 23 June 2021 and it will consider the following:
  - a) Challenges to building back elective care post Covid-19 pandemic
  - b) Implications for NEL ICS of the Health and Care Bill 2021
  - c) Covid-19 vaccinations programme in NEL
  - d) Accountability of processes for managing future changes of ownership of GP Practices

- 5.11 In 2021/22 the Committee will meet on 23 June, 13 Sept, date tbc Dec and date tbc March 2022. The Membership for 2020/21 was:

**City of London:** Common Councilman Michael Hudson

**Hackney:** Cllrs Ben Hayhurst, Peter Snell, Patrick Spence

**Newham:** Cllrs Winston Vaughan, Anthony McAlmont, Ayesha Chowdhury

**Tower Hamlets:** Cllrs Gabriela Salva-Macallan, Shah Suhel Ameen, Mohammed Pappu

**Waltham Forest:** Cllrs Umar Ali, Nick Halebi, Richard Sweden

Observer Member: Cllr Neil Zammatt (LB Redbridge)

Please note that memberships will change after the boroughs' AGMs this month.

- 5.12 Cllr Munn from Hackney chaired the Committee from 2014-2016 and Cllr Hayhurst from Hackney has been one of the Vice Chairs since 2016 and in February was elected Chair. Hackney Members have played an active role in the Committee and ensured that there isn't duplication in the work programmes of INEL JHOSC and Health in Hackney SC.

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**Background papers:**

The following documents were used in the preparation of this report:

- Local Government Act 1972 (as amended) - Access to Information

**For reference:**

[Agenda papers for 10 Feb INEL JHOSC](#)