

REPORT OF DIRECTOR FOR LEGAL, DEMOCRATIC AND ELECTORAL SERVICES

APPOINTMENT TO JOINT HEALTH OVERVIEW AND SCRUTINY COMMITTEE

Health in Hackney Scrutiny Commission
13 June 2023

Classification

Public

Ward(s) affected

All

Enclosures
None

AGENDA ITEM No

5

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 2022/23. 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 2023/24.**

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”.
- 4.3 By virtue of Article 7 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 is 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 2022/23 in virtual or hybrid meetings. The main focus of its work is to scrutinise the NHS North East London (NHS NEL), our Integrated Care System, which fully came into being on 1 July 2023 under the Health and Care Act 2022. The NHS NEL footprint crosses 8 boroughs and replaces the 7 previous CCGs in north east London, including City and Hackney CCG.
- 5.2 An Integrated Care Board (ICB) – has been established to be known as **NHS North East London**. NEL Integrated Care System is the collective term for: *the Integrated Care Board, Integrated Care Partnership, place-based partnerships and provider collaboratives*. The ICB has taken on the NHS commissioning functions of CCGs as well as some of NHS England's commissioning functions. It is responsible for the NHS budget and performance within the system.
- 5.3 In terms of cross-borough scrutiny of NHS services, 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. Waltham Forest is also an Observer on ONEL and Redbridge is an Observer on INEL.

- 5.4 The custom has been that the Chair of the Committee rotates among the boroughs every two years as agreed by the majority vote of the Committee. Hackney held the Chair from 2014-2016 and again from 2021-2023 (Cllr Ben Hayhurst) and, from June, it moves on to Waltham Forest who will also host the Secretariat. The Hackney Secretariat has been working with Waltham Forest on the handover.
- 5.5 Over the past year the Committee has considered the following items. The 25 July 2022 meeting considered:
- a) Implementation of NEL ICS
 - b) Health updates (Trust updates; continuing healthcare proposals, community diagnostic hubs, Operose and primary care issues, Whipps Cross redevelopment)
 - c) Proposed changes to access to fertility treatment
 - d) Update from Chair of Whipps Cross JHOSC
- 5.6 The 19 October 2022 meeting considered:
- a) Health Updates (Trust performance, winter planning and resilience, vaccinations updates on mpox and polio)
 - b) Developing ICS Strategy
 - c) Acute Provider Collaborative - developing plans
 - d) Update from Chair of Whipps Cross JHOSC
- 5.7 The 15 December 2022 meeting considered:
- a) NEL Integrated Care Strategy - development
 - b) Health Updates (Trust updates)
 - c) What are we doing to improve access, outcomes and experience and equity for children, young people and young adults mental health
 - d) Update from Chair of Whipps Cross JHOSC
- 5.8 The 28 February 2022 meeting considered:
- a) Understanding ICS staffing at Place level
 - b) Health Updates (Trust updates)
 - c) Additional hospital discharge funding in NE London
 - d) NEL Research and Engagement Network funding
 - e) Update from Chair of Whipps Cross JHOSC
- 5.9 In 2023/24 the Committee will meet on 12 July, 1 Nov, 23 Jan and 24 April. The Membership for 2022/23 was:
- City of London:** Common Councilman David Sales
Hackney: Cllrs Ben Hayhurst, Kam Adams, Sharon Patrick
Newham: Cllrs Susan Masters, Anthony McAlmont, Harvinder Singh Virdee
Tower Hamlets: Cllrs Ahmodur Rahman Khan, Ahmodul Kabir, Abdul Malik
Waltham Forest: Cllrs Richard Sweden, Catherine Deakin, Afzal Akram
Observer Member: Cllr Beverley Brewer (LB Redbridge)

Please note that memberships will change after the May AGMs in each borough.

5.10 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: