



# Health and Wellbeing Together

13 October 2021

<b>Report title</b>	Terms of Reference – Light Touch Review	
<b>Cabinet member with lead responsibility</b>	Councillor Jasbir Jaspal Health and Wellbeing	
<b>Wards affected</b>	All wards	
<b>Accountable director</b>	John Denley, Director of Public Health	
<b>Originating service</b>	Public Health	
<b>Accountable employee</b>	Madeleine Freewood	Stakeholder Engagement Manager
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<b>Report has been considered by</b>	Cabinet Member briefing	30 September 2021

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## Recommendations for decision:

Health and Wellbeing Together is recommended to:

1. Approve a change to the Terms of Reference so that meetings of the board will be quorate if at least one third of Board Members are present, with at least one Elected Member and one external partner in attendance.
2. Approve changes to the membership as outlined in paragraph 3.2.

## **1.0 Purpose**

- 1.1 To seek formal approval to make changes to the quorum for the board in light of the recent High Court Judgement on the continuation of virtual council meetings.
- 1.2 To update the membership in line with local NHS changes taking place in preparation for the creation of a Black Country Integrated Care System in April 2022.

## **2.0 Background**

- 2.1 Health & Wellbeing Together is the forum where key leaders from the health, care and system come together to improve the health and wellbeing of the local community, work towards reducing health inequalities and support the development of improved and joined up health and social care services. It is the name given to the City of Wolverhampton Health and Wellbeing Board, a statutory Board established under the Health and Social Care Act 2012.

## **3.0 Quorum – Proposed Change and Rationale**

- 3.1 During the COVID-19 pandemic meetings of the Health and Wellbeing Together board were held virtually. Following High Court judgment on 28 April it was confirmed that when the Coronavirus Act powers lapse, council meetings should be held in person.
- 3.2 Wolverhampton's Health and Wellbeing Together Board is now meeting in person with the option for members to attend virtually as part of a hybrid approach; with the caveat that any member attending virtually is only recognised as an observer and not formally allowed to vote.
- 3.3 The current quorum for meetings is "50% of the membership with at least one Council and one Clinical Commissioning Group Board Member representative at each meeting."
- 3.4 It is proposed to change the quorum for meetings to "at least one third of Board Members with at least one Elected Member and one external partner present." This will allow greater flexibility for board members in terms of options for participation.
- 3.5 Members of the Board will also be advised to provide the name of an alternate/substitute member.

## **4.0 Membership**

- 4.1 The Health and Care Bill is currently progressing through Parliament. Once approved this new legislation will mean Integrated Care Systems (ICS) will become statutory bodies. It is anticipated that Wolverhampton will be part of the Black Country ICS in April 2022. A number of changes are currently taking place within the NHS locally in anticipation of the Bill becoming law, this has included for example, the four Clinical Commissioning Groups (CCGs) in the Black Country and West Birmingham merging to become a single organisation.

4.2 Given the above some small changes to current membership are recommended as below. It also allows an opportunity to update role titles in line with any changes since the terms of reference were first published.

Leader of the Council+
Cabinet Member for Children and Young People
Cabinet Member for Adults
Cabinet Member for Public Health & Wellbeing, Chair+
<i>Shadow Cabinet Member for Public Health &amp; Wellbeing</i> <b>Recommend change to Opposition representative</b>
Director of Public Health+
<i>Director of Adults' Services+ and Director of Children's Services+</i> <b>Recommend change to Executive Director of Families</b>
<i>Head of Community Safety</i> <b>Recommend change to Head of Communities, Public Health</b>
Wolverhampton CCG Chief Officer, Vice-chair+ <b>Recommend change to Wolverhampton Managing Director Black Country &amp; West Birmingham CCGs</b>
Wolverhampton CCG Director of Strategy & Transformation+ <b>Recommend delete</b>
Wolverhampton Healthwatch Chief Officer <b>Recommend change to Wolverhampton Healthwatch – Chief Officer or Manager</b>
NHS England Locality Director
Deputy Director, University of Wolverhampton Institute of Health, Faculty of Education, Health and Wellbeing <b>Recommend change to Senior representative University of Wolverhampton Institute of Health, Faculty of Education, Health and Wellbeing</b>
West Midlands Fire Service Operations Commander <b>Recommend change to Group Commander Operations North Black Country North Walsall and Wolverhampton</b>
West Midlands Police Chief Superintendent
Third Sector Partnership Designated representative
Children's and Adult Safeguarding Boards Independent Chair <b>Recommend change to Chair Wolverhampton Safeguarding Together</b>
Royal Wolverhampton NHS Trust Chief Executive+
Royal Wolverhampton NHS Trust Chair+

Black Country Partnership NHS Foundation Trust <b>Recommend change to Director of Partnerships, Black Country Healthcare NHS Foundation Trust</b>
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<b>Add Chief Executive Wolverhampton Voluntary Sector Council</b>
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+ *Executive Group member*

## **5.0 Future changes**

5.1 A fuller paper outlining the implications for the Board of Wolverhampton belonging to the Black Country ICS will be presented at a future meeting. It is anticipated that at this point other changes to the membership or Terms of Reference may be required.

## **6.0 Financial implications**

6.1 There are no direct financial implications  
[LD/05102021/O]

## **7.0 Legal implications**

7.1 Changes to the quorate will enable the board to meet its legal duties in response to the Hertfordshire County Council and Ors v Secretary of State for Housing, Communities and Local Government [2021] EWHC 1093 (Admin) (28 April 2021) Judgement.  
[TC/04102021/A]

## **8.0 Equalities implications**

8.1 The Terms of reference of the board is kept under review to ensure all partners have equal opportunity to contribute to meetings and can fully represent the diverse population of the City of Wolverhampton.

## **9.0 Health and Wellbeing implications**

9.1 The updated terms of reference will enable the board to better fulfil their statutory duties.

## **10.0 Schedule of background papers**

10.1 Health and Wellbeing Together Terms of Reference:  
<http://wellbeingwolves.co.uk/pdf/terms.pdf>