

BARNSLEY METROPOLITAN BOROUGH COUNCIL (BMBC)

This matter is not a Key Decision within the Council's definition and has not been included in the relevant Forward Plan.

Report of the Executive Director Core Services

MEMBERSHIP OF THE SOUTH YORKSHIRE, DERBYSHIRE AND NOTTINGHAMSHIRE JOINT HEALTH OVERVIEW AND SCRUTINY COMMITTEE

1. Purpose of report

- 1.1 To update Full Council on the South Yorkshire, Derbyshire and Nottinghamshire (SYDN) Joint Health Overview and Scrutiny Committee (JHOSC) which formed regarding health service change in South and Mid Yorkshire, Bassetlaw and North Derbyshire.

2. Recommendations

- 2.1 **That Full Council notes this update and approves the Council's Overview and Scrutiny Committee Chair's continued involvement in this South Yorkshire, Derbyshire and Nottinghamshire JHOSC.**
- 2.2 **That Full Council continues to delegate relevant functions as set out in Appendix 1 that shall be exercised by the South Yorkshire, Derbyshire and Nottinghamshire JHOSC.**

3. Introduction

- 3.1 In 2016, NHS England and NHS Barnsley Clinical Commissioning Group (CCG) formally requested that local authorities in South and Mid Yorkshire, Bassetlaw and North Derbyshire form a JHOSC to consider proposed substantial variations in local health services.
- 3.2 There is a statutory duty for NHS bodies to consult with Overview and Scrutiny Committees where changes to services are proposed. Where these changes affect more than one local authority, a joint committee is required to be established to consider and respond to the consultation.
- 3.3 At this time, eight CCGs formed a collaborative known as 'Commissioners Working Together' to look at the planning and commissioning of health service across this footprint which included: Barnsley CCG; Bassetlaw CCG; Doncaster CCG; Hardwick CCG; North Derbyshire CCG; Rotherham CCG; Sheffield CCG and Wakefield CCG.
- 3.4 As part of this collaboration, formal consultation was required on substantial changes to two service areas; acute stroke care and children's surgery and anaesthesia services. This required the following local authorities to come together to form a JHOSC: Barnsley MBC; Derbyshire County Council, Doncaster MBC, Rotherham MBC, Sheffield City Council, Nottinghamshire County Council and Wakefield MBC. Since this time, it has been agreed at Annual Council that the Chair of Barnsley Council's Overview and Scrutiny Committee is appointed to this Joint Health Overview and Scrutiny Committee (JHOSC).

3.5 Although this JHOSC was formed with the view to it being a temporary arrangement as a mandatory JHOSC, since 2016, national developments have been underway with the development of Sustainability and Transformation Plans (STPs) which have now led in to Integrated Care Systems (ICS'). Therefore, this JHOSC has continued to meet as a discretionary committee, both to provide ongoing scrutiny of the original consultation outcomes and relevant changes to services, as well as provide overview and scrutiny of regional system-wide developments.

3.6 Since the JHOSC first established there have been changes to NHS footprints. This includes the merger of Hardwick CCG and North Derbyshire CCG alongside Erewash CCG and Southern Derbyshire CCG to form the new Derby and Derbyshire CCG. Additionally, given the development of ICS footprints, Wakefield CCG is no longer part of the commissioning arrangements linked to South Yorkshire and Bassetlaw; therefore, Wakefield Council is no longer a member of this JHOSC.

4. Proposal and justification

4.1 Given the recent publishing of the NHS Long Term Plan which outlines ongoing and continued changes in the NHS, it is felt that this JHOSC should continue to meet. This will enable Barnsley Council to continue to meet alongside neighbouring authorities to provide overview and scrutiny of relevant developments including future changes to services as well as meet as a mandatory JHOSC when the NHS undertakes formal consultation with regards to changes to services.

4.2 This JHOSC has its own Terms of Reference which are outlined at Appendix 1 and are reviewed periodically.

5. Consideration of alternative approaches

5.1 The alternative is for the Council to no longer actively participate in this JHOSC which would mean that it is no longer able to influence regional developments and proposals in the NHS. This approach is not recommended given the vital importance of NHS services to Barnsley communities and the value in ensuring the voice of Barnsley residents is heard in regional NHS developments.

6. Implications for local people / service users

6.1 By actively participating in this JHOSC, this gives Barnsley's Elected Members an opportunity to voice the views of Barnsley residents in relation to health service changes and contribute to the continued improvement of services for local people / service users.

7. Financial implications

7.1 Each local authority is likely to host approximately one meeting per year and provide the administrative support which can be met from existing resources. Sheffield City Council has temporarily offered to administer and Chair meetings to provide consistency both for NHS colleagues and public attendees whilst capacity allows.

7.2 Recommendations could be made by the JHOSC as part of their investigations which would require assessment of financial implications by the appropriate services responding which may be NHS, Council or partnership agencies.

8. Employee implications

- 8.1 The Council's Scrutiny Officer supports the OSC Chair at each meeting. Additionally, each local authority is likely to host approximately one meeting per year and provide the administrative support which can be met from existing resources. Sheffield City Council has temporarily offered to administer and Chair meetings to provide consistency both for NHS colleagues and public attendees whilst capacity allows.
- 8.2 Recommendations could be made by the JHOSC as part of their investigations which would require assessment of employee implications by the appropriate services responding which may be NHS, Council or partnership agencies.

9. Legal implications

- 9.1 The Health Scrutiny Regulations (Regulation 30) 2013 require local authorities to appoint a joint committee where health organisations have to consult with more than one local authority scrutiny committee on substantial reconfiguration proposals. These are referred to as mandatory joint health scrutiny committees.

10. Communications implications

- 10.1 This JHOSC keeps under review the work undertaken to ensure proactive communication about service change across South Yorkshire, Derbyshire and Nottinghamshire to the public. The papers for each meeting of the JHOSC are published 5 clear working days prior to its meetings.

11. Consultations

- 11.1 Consultation has taken place with Councillor Jeff Ennis OSC Chair, Cllr Sharon Howard, Cabinet Spokesperson Without Portfolio, Cllr Alan Gardiner Cabinet Spokesperson for Core Services, The Leader of the Council and the Council's Senior Management Team.

12. Tackling health inequalities

- 12.1 Tackling health inequalities and ensuring the wellbeing and safeguarding of our adults and children continues to be a priority for the Council and its partners. The work of this JHOSC contributes to this work in highlighting issues and ensuring appropriate plans are in place to address them.

13. Promoting equality, diversity, and social inclusion

- 13.1 The Equality Act 2010 requires public authorities to pay due regard to the impact of their services, policies, functions and decisions on diverse groups (called "people with protected characteristics" in the Act). For the JHOSC this means ensuring that as part of their work they consider how the services or policies affect people from these groups, and ideally ensuring that people with direct experience have an opportunity to have their voices heard.

14. Background papers

- Appendix 1: SYDN JHOSC Terms of Reference (attached)
- Overview and Scrutiny: Statutory Guidance for Councils and Combined Authorities May 2019:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/800048/Statutory Guidance on Overview and Scrutiny in Local and Combined Authorities.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/800048/Statutory_Guidance_on_Overview_and_Scrutiny_in_Local_and_Combined_Authorities.pdf)

- Local Authority Health Scrutiny: Guidance to support Local Authorities and their partners to deliver effective health scrutiny June 2014:
[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/324965/Local authority health scrutiny.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/324965/Local_authority_health_scrutiny.pdf)
- NHS Long Term Plan Jan 2019:
<https://www.longtermplan.nhs.uk/>
- South Yorkshire, Derbyshire, Nottinghamshire and Wakefield Joint Health Overview and Scrutiny Committee meeting papers:
<https://barnsleymbc.moderngov.co.uk/mgCommitteeDetails.aspx?ID=468>

Officer Contact: Anna Marshall Date: 13th October 2020