



Report to Policy Committee

Author/Lead Officer of Report: Joe Horobin,
Director of Integrated Commissioning

Tel: 0114 273 5891

Report of: Director of Public Health

Report to: Governance Committee

Date of Decision: 12th October 2023

Subject: Governance to support partnership working with NHS Sheffield

Type of Equality Impact Assessment (EIA) undertaken	Initial <input checked="" type="checkbox"/>	Full <input type="checkbox"/>
Insert EIA reference number and attach EIA	2253	
Has appropriate consultation/engagement taken place?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has a Climate Impact Assessment (CIA) been undertaken?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Does the report contain confidential or exempt information?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
<p>If YES, give details as to whether the exemption applies to the full report / part of the report and/or appendices and complete below:-</p> <p><i>“The (report/appendix) is not for publication because it contains exempt information under Paragraph (insert relevant paragraph number) of Schedule 12A of the Local Government Act 1972 (as amended).”</i></p>		

Purpose of Report:

This paper sets out a proposal for the Governance Committee to sponsor a task and finish group to consider appropriate Sheffield City Council membership of the forum that considers joint SCC and NHS commissioning and planning through a pooled budget under Section 75 of the NHS Act 2006.

The Group will be asked to consider:

- 1) How that forum should be recognised within the Council’s governance arrangements;
- 2) Who should be a member or attend that forum on the Council’s behalf, considering the needs of partnership working and the appropriate roles of Members and Officers; and
- 3) What arrangements need to be in place to ensure this forum supports effective democratic decision making in Sheffield.

On the basis of these deliberations they will be asked to develop a proposal to put to Full Council for consideration and adoption.

Recommendations:

That Governance Committee:

1. Consider and agree the proposed scope, and Terms of Reference, of the Task and Finish Group to review governance arrangements to support partnership working with NHS Sheffield
2. Agree Elected Member representation for that Task and Finish Group from across the three political groups
3. Agree to receive a proposal for consideration from this Task & Finish Group at their meeting on 28th February 2024

Background Papers:

(Insert details of any background papers used in the compilation of the report.)

N/A

Lead Officer to complete:-									
1	<table border="1" style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;">I have consulted the relevant departments in respect of any relevant implications indicated on the Statutory and Council Policy Checklist, and comments have been incorporated / additional forms completed / EIA completed.</td> <td style="width: 50%; vertical-align: top;">Finance: Kayleigh Inman, Senior Finance Manager</td> </tr> <tr> <td></td> <td style="vertical-align: top;">Legal: Sarah Bennett, Assistant Director Legal Services</td> </tr> <tr> <td></td> <td style="vertical-align: top;">Equalities & Consultation: Ed Sexton, Senior Equalities and Engagement Officer</td> </tr> <tr> <td></td> <td style="vertical-align: top;">Climate: Victoria Penman, Sustainability Programme Officer</td> </tr> </table>	I have consulted the relevant departments in respect of any relevant implications indicated on the Statutory and Council Policy Checklist, and comments have been incorporated / additional forms completed / EIA completed.	Finance: Kayleigh Inman, Senior Finance Manager		Legal: Sarah Bennett, Assistant Director Legal Services		Equalities & Consultation: Ed Sexton, Senior Equalities and Engagement Officer		Climate: Victoria Penman, Sustainability Programme Officer
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	Climate: Victoria Penman, Sustainability Programme Officer								
	<i>Legal, financial/commercial and equalities implications must be included within the report and the name of the officer consulted must be included above.</i>								
2	<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">SLB member who approved submission:</td> <td style="width: 50%;">Greg Fell, Director of Public Health</td> </tr> </table>	SLB member who approved submission:	Greg Fell, Director of Public Health						
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4	I confirm that all necessary approval has been obtained in respect of the implications indicated on the Statutory and Council Policy Checklist and that the report has been approved for submission to the Committee by the SLB member indicated at 2. In addition, any additional forms have been completed and signed off as required at 1.								

Lead Officer Name: Joe Horobin	Job Title: Director of Integrated Commissioning
Date: 12 th October 2023	

1. PURPOSE

- 1.1 This paper sets out a proposal for the Governance Committee to sponsor a task and finish group to consider appropriate Sheffield City Council membership of the forum that considers joint SCC and NHS commissioning and planning through a pooled budget under Section 75 of the NHS Act 2006.

2. BACKGROUND CONTEXT

- 2.1 The Council has had a strong approach to collaboration with the NHS since the Government launched the Better Care Fund in 2013. This required LAs and NHS Clinical Commissioning Groups (CCGs) to create pooled budgets under S75 of NHS Act 2006, with a mandated minimum set by government, and a focus on services for adults.
- 2.2 In Sheffield we have responded to that prompt to develop joined up ways of working with our NHS partners by establishing one of the largest pooled budgets in the country, with the most recent iteration covering £754m of activity across services for adults and children and young people. This represents a sustained and ongoing commitment to partnership working in service delivery, and to getting the most out of the Sheffield public service pound.
- 2.3 Governance arrangements to support joint planning and commissioning evolved over time, culminating with the formal establishment of the Joint Commissioning Committee in 2019. This provided a publicly accountable space for Cabinet Members and CCG Governing Body members to do joint planning, with potential for delegated decision making should that become desirable.
- 2.4 With changes to the Council's governance following the referendum in 2021, and to that of the NHS following the Health and Care Act 2022, the Joint Commissioning Committee is no longer an appropriate structure for this work and has been removed from the Council's Constitution.
- 2.5 Partnership working with the NHS remains important, with joint commissioning, planning and delivery of services critical to delivering the most for Sheffielders from resources available. As a result we need to consider the right governance arrangements to maintain this whilst respecting the principles behind the shift to a committee system.
- 2.6 This work will need to consider:
- The right membership to support an ongoing relationship with the NHS and provide relevant policy area expertise

- The necessary working and support arrangements to ensure relevant committee members are engaged in the development of proposals
- How development of proposals through the joint forum links to formal decision making through relevant policy committees.

3. TASK AND FINISH GROUP DRAFT TERMS OF REFERENCE AND APPROACH

3.1 Draft Terms of Reference for Governance Committee to consider:

Purpose

1. To develop a proposal for governance arrangements to support joint planning and commissioning with NHS Sheffield for consideration at a future Governance Committee meeting
2. In doing this to consider:
 - a. How to link into existing NHS governance
 - b. The benefits to partnership working of ongoing relationships
 - c. The respective roles of Elected Members and Officers
 - d. The required working arrangements to ensure this links to and supports democratic decision making through Policy Committees

Membership

Recognising the pressure on Member and officer capacity, and balancing this with the potential broad policy implications of this work, there are to be six Members on this Task and Finish Group, at least one of which should be drawn from the Governance Committee, and with equal representation from the three political groups.

The Task and Finish Group should identify a Member lead from their number to help convene the work and support reporting back to the Governance Committee.

The Group should also involve NHS partners and relevant Council officers in their deliberations to ensure relevant policy expertise and to proceed in a spirit of open partnership.

Outline timetable of activity

It is proposed that the Task and Finish Group will conduct its work through four sessions:

1. Exploring and developing a shared understanding of the role of the NHS in Sheffield, how it functions, and how the Council needs to relate to it
2. Considering who needs to be involved in joint discussions, considering the role of committees in decision making, the importance of policy expertise, the relevance of political balance, the importance of community consultation/involvement, and the importance of ongoing relationships to partnership working

3. Considering the supporting working arrangements required to support joint planning and commissioning and to ensure this is properly joined up with committee decision making
4. Development and agreement of a final proposal based on the discussion in preceding sessions

It is intended that the Task and Finish Group bring draft proposals for the Governance Committee to consider at their meeting on 28th February 2024, with the aim that any constitutional implications can be considered at the following Annual General Meeting.

4. HOW DOES THIS DECISION CONTRIBUTE ?

- 4.1 Strong partnership working is vital to the delivery of effective, joined up public services in Sheffield. Proposals developed through this joint forum will be subject to formal decision making through committees so it is vital to ensure we have properly considered the proper structures to support both.

5. HAS THERE BEEN ANY CONSULTATION?

- 5.1 There is no duty to consult on membership of and support for partnership forums. Consultation on future proposals for new or revised services resulting from these arrangements will be carried out on a case by case basis as appropriate.

6. RISK ANALYSIS AND IMPLICATIONS OF THE DECISION

6.1 Equality Implications

- 6.1.1 The Equality Impact Assessment indicates that this proposal will be neutral in its impact, in seeking to maintain the current positive working relationship with NHS Sheffield.
- 6.1.2 Individual EIAs will be completed for any decisions arising from the work of the new joint forum once established.

6.2 Financial and Commercial Implications

- 6.2.1 There are no direct financial implications arising from this report.
- 6.2.2 The Council and NHS partners work together as a whole system to ensure that funding can serve Sheffield's population effectively. This incorporates achieving the strategic shift to prevention that all partners see as the key change required to improve health and wellbeing as well as making the best use of available resources.
- 6.2.3 Joint planning arrangements have been a critical component of our approach to the funding challenge around health and social care

services over recent years. Maintenance of effective partnership working and the mechanisms to support these, and ensure the right connection to decision making, will be critical to ensuring this continues.

6.3 Legal Implications

- 6.3.1 There are no direct legal implications arising from this report. Where the task and finish group finds changes are needed that require changes to the Council's Constitution those should be considered by the Committee and approved by Full Council.

6.4 Climate Implications

- 6.4.1 There are no climate implications of this proposal.

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