



OFFICER REPORT TO COUNCIL

AMENDMENTS TO THE CONSTITUTION

KEY ISSUE/DECISION:

It is the Council's responsibility to approve changes to the Council's Constitution.

This report sets out proposed changes to Part 2 – Articles of the Constitution. These are brought to Council for formal approval in accordance with Article 4.04(b) and Article 13.01 of the Council's Constitution.

BACKGROUND:

1. CONTEXT AND SCOPE

- 1.1 The Health & Social Care Act 2012 set out the requirement for each upper tier local authority to establish a Health & Wellbeing Board. The governance arrangements for the Surrey Health & Wellbeing Board are set out in Article 8A of the Constitution.
- 1.2 The Health & Care Act 2022 established Integrated Care Boards (ICBs) in place of Clinical Commissioning Groups (CCGs); it is therefore proposed that paragraph (f) of Article 8A.1 (membership of the Health & Wellbeing Board) be amended as follows:

*(f) a representative of each relevant ~~clinical commissioning group~~ **integrated care board (as established by the Health and Care Act 2022)**,*
- 1.3 Article 8A.2 sets out the functions of the Surrey Health & Wellbeing Board. One of the functions of the Board is to oversee and assure the translation of the Joint Strategic Needs Assessment (JSNA) into a Joint Local Health and Wellbeing Strategy. As a result of the amendments made by the Health and Care Act 2022, the word "local" and/or the letter "L" has been inserted into paragraphs e. and f. as follows:

e. To undertake a Joint Strategic Needs Assessment (JSNA) for Surrey having regard to any guidance issued by the Secretary of State and ensuring the involvement of the Local Healthwatch organisation, the

*people who live and work in Surrey and each relevant District and Borough Council (sections 116 and 116a of the Local Government and Public Involvement in Health Act 2007) and to oversee and assure the translation of that JSNA into a Joint **Local** Health and Wellbeing Strategy (JLHWS) (section 196 (1) of the Act).*

f. To give the County Council its opinion on whether the County Council, in the exercise of its functions, is giving due regard to the JSNA and the JLHWS.

- 1.4 Article 8A.3 sets out the terms of reference for the Board. The final paragraph of this section sets out the Board's role in reviewing its own working arrangements. It is proposed that this paragraph is amended as follows in order to bring it up to date:

The terms of reference and working arrangements for the Health and Wellbeing Board not set out in this article are to be determined by the Health and Wellbeing Board in accordance with applicable legislation and regulations ~~at its first meeting~~ and subject to review and revision by the Board as may be necessary.

RECOMMENDATIONS:

- A. The amendments to Part 2 of the Constitution as set out in this report be approved.

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Sources/background papers:

Constitution of the Council
