



**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**22 MARCH 2023**

**Report of the Director of Legal and Democratic Services and Monitoring Officer**

**Minor Change to the Constitution: ICP Joint Committee and the Health and Wellbeing Board**

**1. Purpose**

- 1.1 To ask Council to note that reference to the new Integrated Care Partnership (ICP) joint committee and their Terms of Reference have been included within the Council's Constitution, as well as an amended terms of reference for the Health and Wellbeing Board (HWB) which have been revised in light of the creation of the ICP and approval of the terms of reference by Cabinet.

**2. Information and Analysis**

- 2.1 On 13<sup>th</sup> October 2022, Cabinet approved the establishment of the ICP as a Joint Committee, together with terms of reference. The ICP is an executive joint committee and as a result, its creations and the approval of the terms of reference fall within the remit of Cabinet. The ICP is to enable appropriate decision-making to meet the new obligations for every area in England to have an integrated Care System to ensure closer collaboration between NHS and local government partners.
- 2.2 In accordance with paragraph 2 of Article 22 of the Constitution – Review and Revision of the Constitution, the Monitoring Officer is authorised to make changes to the Constitution which are required to be made so as to put into effect any decision of the Cabinet, Cabinet

Member, Committee, sub-Committee or officer exercising delegated powers. The Monitoring Officer received a report on 28<sup>th</sup> November 2022 and approved the making of the amendments. A copy of the Report and Officer Decision Record are attached at Appendix 2. A copy of the Terms of Reference for the ICP joint committee which are now included within Article 18 – Other Joint Committees of the Constitution are attached at Appendix 3, and a copy of the revised Terms of Reference for the HWB which are now included within the Constitution at Article 14 are attached at Appendix 4.

- 2.3 Any such amendments must be reported retrospectively to the Governance, Ethics and Standards Committee and to Full Council for noting. The amendments were reported to Governance, Ethics and Standards Committee on 19<sup>th</sup> January 2023.

### **3. Consultation**

- 3.1 None required

### **4. Alternative Options Considered**

- 4.1 This is a report provided for information in order to fulfil the requirements of Article 22 to retrospectively report any amendments made to the Constitution by the Monitoring Officer and Director of Legal Services.

### **5. Implications**

- 5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

### **6. Background Papers**

- 6.1 Report to Cabinet of 13<sup>th</sup> October - Establishment of ICP Joint Committee and nominations  
<https://democracy.derbyshire.gov.uk/documents/s16824/ICP%20Joint%20Committee.pdf>

### **7. Appendices**

- 7.1 Appendix 1 – Implications  
Appendix 2 – Report to the Monitoring Officer and Officer Decision Record  
Appendix 3 – Terms of Reference for the ICP  
Appendix 4 – Revised Terms of Reference for the HWB

## 8. Recommendations

That Council notes:

- a) The inclusion in the Constitution of reference to the new Integrated Care Partnership joint committee as established by Cabinet and their terms of reference as approved by Cabinet;
- b) The inclusion in the Constitution of the revised terms of reference for the Health and Wellbeing Board at Article 14 as approved by Cabinet; and
- c) That the amendments were reported to Governance, Ethics and Standards Committee on 19th January 2023.

## 9. Reasons for Recommendation(s)

9.1 In order to comply with the requirements of Article 22 in the Constitution.

|                       |   |                         |                                    |
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## **Implications**

### **Financial**

- 1.1 There are no significant implications for the Council as this does not involve any expenditure or budgetary changes.

### **Legal**

- 2.1 As described within the report.

### **Human Resources**

- 3.1 This is an administrative decision and as such, there are no Human Resources implications.

### **Information Technology**

- 4.1 This is an administrative decision and as such, there are no Information Technology implications.

### **Equalities Impact**

- 5.1 This is an administrative decision and as such, there are no Equalities implications.

### **Corporate objectives and priorities for change**

- 6.1 This links to the Council Priority of High Performing Value for Money and Resident Focused Services. The changes proposed will enable efficient and up to date functioning of the Council as a corporate body.

### **Other (for example, Health and Safety, Environmental, Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

- 7.1 None.