

Name of meeting: Overview and Scrutiny Management Committee

Date: 5 September 2023

Title of report: Health Scrutiny – Older people’s inpatient mental health services transformation programme.

Purpose of report: To seek approval from the Overview and Scrutiny Management Committee (OSMC) on the process that will be followed for the appointment of Kirklees representatives to a Joint Health Overview and Scrutiny Committee (JHOSC) with Calderdale and Wakefield Councils.

Key Decision - Is it likely to result in spending or saving £500k or more, or to have a significant effect on two or more electoral wards? Decisions having a particularly significant effect on a single ward may also be treated as if they were key decisions.	No
Key Decision - Is it in the <u>Council’s Forward Plan (key decisions and private reports)?</u>	Not Applicable
The Decision - Is it eligible for call in by Scrutiny?	Not Applicable
Date signed off by <u>Strategic Director</u> & name Is it also signed off by the Service Director for Finance? Is it also signed off by the Service Director for Legal Governance and Commissioning?	Rachel Spencer-Henshall – 23.08.2023 N/A Julie Muscroft – 23.08.2023
Cabinet Member portfolio	Health and Social Care – Cllr Jackie Ramsay

Electoral wards affected: None Specific

Ward councillors consulted: Not Applicable

Public or private: Public

Has GDPR been considered? Yes. The report does not include any personal data that identifies an individual.

1. Summary

- 1.1 South West Yorkshire Partnership NHS Foundation Trust (SWYPFT) and Calderdale, Kirklees and Wakefield Health and Care Partnerships are working together to transform inpatient mental health services for older people.
- 1.2 On the 4 July 2023 Health scrutiny councillors from Calderdale, Kirklees and Wakefield attended an informal workshop with representatives from SWYPFT and the Calderdale, Kirklees and Wakefield Health and Care Partnerships.
- 1.3 During the session councillors were presented with details of the current model of care for older people inpatient mental health services, why they were proposing to transform the services, their vision for the services of the future, the options for development and criteria and the risks of not proceeding with the programme of change.
- 1.4 Although proposals are still being developed councillors from the three local authorities reached the conclusion that, based on the information presented and the subsequent discussions, the older people's mental health transformation programme was highly likely to be a substantial development or variation in service provision.
- 1.5 Regulation 23 of the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 requires NHS bodies to consult with the local authority about any proposals for a substantial development or variation of a health service in the area of a local authority.
- 1.6 Where a proposal for a substantial development or variation affects more than one local authority area, Regulation 30 (5) of the regulations requires those local authorities to establish a joint overview and scrutiny committee.
- 1.7 It was agreed that each local authority would take steps to consider the information detailing the reasons for the transformation programme and if the local health scrutiny panel agreed that the changes were likely to constitute a substantial variation in service provision to move forward with arrangements to participate in a Joint Health Overview and Scrutiny Committee.
- 1.8 At its meeting on 15 August 2023 the Health & Adult Social Care Scrutiny Panel determined that the proposals that are being developed to change inpatient mental health services for older people would constitute a substantial development or variation in health services and agreed to the formation of a JHOSC.
- 1.9 The purpose of this JHOSC is to:
 - (a) make comments on the proposal consulted on.
 - (b) require the provision of information about the proposal.
 - (c) require a member or employee of a responsible person to attend before it to answer questions in connection with the consultation.

2. Information required to take a decision

- 2.1 Previous practice in Kirklees has been to provide an opportunity for all main political groups (this would currently include Conservative, Labour, Liberal Democrat, and the Green Party) to have representation on a JHOSC.
- 2.2 The guidance in the Protocol for the Yorkshire and the Humber Councils Joint Health Scrutiny Committee, states that membership should reflect the participating local

authority's political balance. However, this can be waived with the agreement of all participating authorities.

- 2.3 The Council's constitution Part 2, Article 6, allows for OSMC to determine an alternative distribution of membership between political groups.
- 2.4 Based on the terms of the protocol, committee membership for three participating local authorities would allow for 4 nominated councillors from each authority. It is suggested that one of those Members should be appointed "lead member".
- 2.5 Calderdale Council has agreed to establish a JHOSC with Kirklees Council and Wakefield Council subject to Kirklees and Wakefield OSMC agreement. Calderdale has also agreed to waive the political balance requirements.
- 2.6 Wakefield Council Health Scrutiny have yet to meet to discuss the proposal for a JHOSC.
- 2.7 The draft Terms of Reference are attached to this report at Appendix 1.

3. Implications for the Council

N/A

3.1 Working with People

No specific implications

3.2 Working with Partners

No specific implications

3.3 Place Based Working

No specific implications

3.4 Climate Change and Air Quality

No specific implications

3.5 Improving outcomes for children

No specific implications

3.6 Financial Implications for the people living or working in Kirklees

No specific implications

3.7 Other (e.g. Integrated Impact Assessment (IIA)/Legal/Financial or Human Resources) Consultees and their opinions

No specific implications

4 Consultation

Not applicable

5 Engagement

Not applicable

6 Next steps and timelines

- 6.1 That the Overview and Scrutiny Management Committee takes account of the information presented and considers the next steps it wishes to take.

- 6.2 Subject to the agreement of OSMC the intention is for officers to start the process of seeking nominations from Kirklees Group Party Leaders for representation on a Joint Health Committee with Calderdale and Wakefield Councils.

7 Officer recommendations and reasons

- 7.1 That the Overview and Scrutiny Management Committee determines from the options below, the preferred approach for seeking nominations for representation on a Joint Health Committee.

Option 1: Nominations from Kirklees Council for appointment on a Joint Health Committee to be established with Calderdale and Wakefield Councils to reflect the political balance of the Council.

Option 2: That all main political groups in Kirklees Council are provided with the opportunity to nominate a representative for appointment on a joint Health Committee to be established with Calderdale Council.

8 Cabinet Portfolio Holder's recommendations

Not applicable

9 Contact officer:

Yolande Myers – Principal Governance Officer
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10 Background Papers and History of Decisions

Not applicable

11 Service Director responsible

Julie Muscroft – Service Director, Legal, Governance and Commissioning