

Midlothian Integration Joint Board



Thursday 15 June 2017 at 2.00pm

Membership of Integration Joint Board

Item number: 5.1

Executive summary

This report provides information about the proposed Council nominations for membership of the Midlothian IJB following the Local Government Elections in May 2017. Further the report provides information in relation to proposed changes within the NHS membership of the Midlothian IJB. Further the report seeks nominations from the Board in relation to the vacant positions within the Audit and Risk Committee.

Board members are asked to:

- ***Endorse the Council nominations for voting members of the Midlothian Integration Joint Board including the position of Chair until August 2017;***
- ***Endorse the proposed changes within the NHS voting membership of the Midlothian Integration Joint Board including the position of Vice-Chair until August 2017;***
- ***Note and endorse that in August 2017, the Chair of the Midlothian Integration Joint Board confirmed at today's meeting will become the Vice Chair of the Midlothian Integration Joint Board and the Vice-Chair of the Midlothian Integration Joint Board confirmed at today's meeting will become the Chair of the Midlothian Integration Joint Board;***

- ***Note that under paragraph 3.2 of the Midlothian Integration Scheme the above appointments of Chair and Vice-Chair will be for two years from August 2017;and***
- ***Nominate members to fill the three vacant positions within the Audit and Risk Committee including the appointment of the Chair of the Committee.***

Membership of Integration Joint Board

1. Purpose

- 1.1 This report notes and seeks formal adoption of the nominations for Council voting members of the Midlothian Integration Joint Board following the Local Government Elections in May 2017 and in line with the Midlothian Integration Scheme and further seeks formal adoption of the proposed changes to the NHS voting membership of the Midlothian Integration Joint Board in line with the Midlothian Integration Scheme.

2. Recommendations

- 2.1 Endorse the Council nominations for voting members of the Midlothian Integration Joint Board including the position of Chair until August 2017.
- 2.2 Endorse the proposed changes within the NHS voting membership of the Midlothian Integration Joint Board including the position of Vice-Chair until August 2017.
- 2.3 Note and endorse that in August 2017, the Chair of the Midlothian Integration Joint Board confirmed at today's meeting will become the Vice Chair of the Midlothian Integration Joint Board and the Vice-Chair of the Midlothian Integration Joint Board confirmed at today's meeting will become the Chair of the Midlothian Integration Joint Board.
- 2.4 Note that under paragraph 3.2 of the Midlothian Integration Scheme the above appointments of Chair and Vice-Chair will be for two years from August 2017.
- 2.5 Nominate members to fill the three vacant positions within the Audit and Risk Committee including the appointment of the Chair of the Committee.

3. Background and Main Report

- 3.1 Under the Public Bodies (Joint Working) (Scotland) Act 2014, and associated Regulations, Local Authorities and Health Boards were required to jointly submit Integration Schemes for Ministerial approval by 1 April 2015. Midlothian's Integration Scheme was formally approved by Scottish Government on 27th June 2015.
- 3.2 The Integration Scheme outlines the arrangements for membership and chairing of the Midlothian IJB.(see appendix1)

Membership of the Midlothian Integration Board

Voting Members, Chair and Vice-Chair

- 3.3 Midlothian Council is required to nominate four Councillors, who will be voting members of the Integration Joint Board. There will also be four Board members nominated by NHS Lothian, who will likewise be voting members.
- 3.4 The Integration Joint Board will have a chairperson and a vice-chairperson appointed from among the members nominated by the Council and NHS Lothian.
- 3.5 The initial chairperson is to be appointed by Midlothian Council and the initial vice-chairperson by NHS Lothian. They will each serve for two years from the date on which the Integration Joint Board is established until the second anniversary of that date. At the end of that period the chairperson will be appointed by NHS Lothian and the vice-chairperson by Midlothian Council. The appointments will continue to alternate on a two yearly basis thereafter between the parties.
- 3.6 The Council and NHS Lothian can change its appointee as chairperson (or, as the case may be, vice chairperson) at any time and it is entirely at the discretion of the appointing parties to decide who it shall appoint.
- 3.7 If a nominated councillor is unable to attend a meeting of the Integration Joint Board then the Council is to use its best endeavours to arrange for a suitably experienced proxy councillor to attend the meeting in place of the voting member. Such proxies may vote on decisions put to that meeting. Likewise NHS Lothian will be expected to arrange suitably experienced substitutes. Non-voting members may arrange for a suitable substitute with prior agreement of the Chair.

Disqualifying Criteria

- 3.8 The Public Bodies (Joint Working) (Integration Joint Boards) (Scotland) Order 2014 specifies that persons will be disqualified from being a member of an Integration Joint Board if they:-
 - (a) have within the period of five years immediately preceding the proposed date of appointment been convicted of any criminal offence in respect of which they have received a sentence of imprisonment (whether suspended or not) for a period of not less than three months (without the option of a fine);
 - (b) have been removed or dismissed for disciplinary reasons from any paid employment or office with a Health Board or L.A.

- (c) are insolvent;
- (d) have been removed from a register maintained by a regulatory body, other than where the removal was voluntary; or
- (e) have been subject to a sanction under section 19(1) (b) to (e) of the Ethical Standards in Public Life etc. (Scotland) Act 2000.

Midlothian Integration Joint Board-Voting Members

- 3.9 Midlothian Council agreed on 23 May 2017 that the following Councillors would be nominations to serve on Midlothian IJB: Councillors Milligan, Muirhead, Johnstone and Winchester. Council also agreed that Councillors Russell, Hackett, Baird and Lay-Douglas would be proxies for these members.
- 3.10 Midlothian Council further agreed that Councillor Derek Milligan would be nominated to Chair the Midlothian IJB until August 2017 and following this would be the nomination for Vice Chair of the Midlothian IJB until August 2019.
- 3.11 Following the resignation of Peter Johnston from the Midlothian IJB, NHS Lothian have confirmed that John Oates (an existing voting member of the Midlothian IJB) will take up the position of Vice- Chair of the Midlothian IJB until August 2017 and following this would be the nomination for Chair of the Midlothian IJB until August 2019.
- 3.12 NHS Lothian have also confirmed that Tracey Gillies has been nominated to replace Peter Johnston as a voting member of the Midlothian IJB .

Audit and Risk Committee

- 3.13 Under Standing Order 12.3, the Integration Joint Board shall appoint all committee members, as well as the chair of any committees.
- 3.14 The Audit and Risk Committee currently has three vacancies which require to be filled including the Chair of the Committee. Two of these positions were previously occupied by the voting Councillor members of the Board and the third was occupied by a voting NHS member of the Board.
- 3.15 The Board is invited to confirm the nominations for the vacant positions within the Audit and Risk Committee and to confirm the name of the Chair of the Committee.

4. Policy Implications

- 4.1 The creation of Integration Joint Boards is intended to rebalance care towards community based health and social care services. In keeping with the Christie Report on the *Future Delivery of Public Services* the IJB will be expected to continue to develop approaches which are more effective in preventing ill health and in promoting recovery wherever possible.

5. Equalities Implications

- 5.1 There is no direct impact on inequalities arising from this report although it is worth noting that the Midlothian IJB has as one of its primary objectives, responsibility for addressing health inequalities.

6. Resource Implications

- 6.1 There are no resource implications arising from this report.

7. Risks

- 7.1 It is essential that there is a clear and robust process for appointing voting and non-voting members to the IJB otherwise there is a risk that the new arrangements will not be compliant with regulations.

8. Involving People

- 8.1 The regulations accompanying the Public Bodies Act (2014) are unequivocal about the importance of working with localities and involving, in a meaningful way, all key stakeholders. This includes staff, users, family carers, voluntary sector, housing and independent providers of health and social care. Locally, a Strategic Planning Group has been established in line with these regulations.

9. Background Papers

- 9.1 There no background papers other than those included in the appendices

AUTHOR'S NAME	Kyle Clark-Hay
DESIGNATION	Democratic and Document Services Manager
CONTACT INFO	Kyle.Clark-Hay@midlothian.gov.uk 0131 270 5796
DATE	30 May 2017

Appendices: Appendix 1 Extract from Midlothian Integration Scheme

Appendix 1 Extract from Midlothian Integration Scheme

3. Local Governance Arrangements

3.1. Membership

- 3.1.1. The IJB shall have the following voting members:
 - a) 4 councillors nominated by the Council; and
 - b) 4 non-executive directors nominated by NHS Lothian, in compliance with articles 3(4) and 3(5) of the Integration Joint Boards Order.
- 3.1.2. The Parties may determine their own respective processes for deciding who to nominate as voting members of the IJB.
- 3.1.3. Non-voting members of the IJB will be appointed in accordance with article 3 of the Integration Joint Boards Order.
- 3.1.4. The term of office of members shall be as prescribed by regulation 7 of the Integration Joint Boards Order.

3.2. Chairperson and Vice Chairperson

- 3.2.1. The IJB shall have a chairperson and vice-chairperson who will both be voting members of the IJB.
- 3.2.2. The term of office of the chairperson will be two years, with the Council appointing the first chairperson for the period from the date on which the IJB is established until the second anniversary of that date, and NHS Lothian appointing the second chairperson for the period from the second anniversary of the date on which the IJB is established until the fourth anniversary.
- 3.2.3. As from the fourth anniversary of the date on which the IJB is established, the power to appoint the chairperson will continue to alternate between each of the Parties on a two-year cycle.
- 3.2.4. The term of office of the vice chairperson will be two years, with NHS Lothian appointing the first vice chairperson for the period from the date on which the IJB is established until the second anniversary of that date. The provisions set out above under which the power of appointment of the chairperson will alternate between the Parties on a two-year cycle will apply in relation to the power to appoint the vice chairperson, and on the basis that during any period when the power to appoint the chairperson is vested in one Party, the other Party shall have power to appoint the vice-chairperson.
- 3.2.5. The Parties may determine their own processes for deciding who to appoint as chairperson or vice-chairperson.
- 3.2.6. Each Party may change its appointment as chairperson (or, as the case may be, vice chairperson) at any time; and it is entirely at the discretion of the Party which is making the appointment to decide who it shall appoint.