

## **HEALTH AND WELLBEING BOARD**

**10 FEBRUARY 2022**

### **UPDATE ON THE DEVELOPMENT OF THE INTEGRATED CARE BOARD**

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#### Summary

This report and attached presentation provides an update on the development of the NHS Integrated Care Board (ICB) and Kent & Medway Integrated Care Partnership (ICP).

1. Budget and policy framework
  - 1.1 The ICB and ICP will be formally established once the Health and Care Bill receives royal assent.
2. Background
  - 2.1. The implementation of the Integrated Care Board (ICB) has been delayed in parliament (the Health and Care Bill) and is now expected to go live in July 2022.
  - 2.2. As part of these interim arrangements, it is also proposed to run the ICP in shadow form before July 2022. The ICP will be a Joint Committee between the ICB, Kent County Council and Medway Council, and will, in effect, replace the existing Joint Board.
  - 2.3. The Kent and Medway Joint Health and Wellbeing Board (Joint Board) was established in 2018 as an advisory Joint Sub Committee of the Kent Health and Wellbeing Board and the Medway Health and Wellbeing Board. This was originally time limited for a period of two years. Both the Medway and Kent Boards agreed to extend this for a period of four years from 1 April 2020. However, this arrangement can be reviewed annually.

### 3. Advice and analysis

- 3.1. Kent County Council, Medway Council and district/borough councils are important partners and stakeholders in the new ICB and ICP. The presentation describes the different governance frameworks for both and the relationship of the ICP with Health and Well Being Boards. The approach to the development of the ICB and ICP will continue to be agreed with all partners as further submissions to the NHS regulator (NHSE/I) are made. These have been put back in line with the delay to formal ICB/ICP implementation.

### 4. Risk management

- 4.1. The Joint Board is a non-decision making body, there are no specific risk management implications arising from these proposals. However, the ICB and the ICP cannot be formally established until the Health and Care Bill receives royal assent.

### 5. Consultation

- 5.1. There is ongoing engagement with all partners and stakeholders on the development of the ICB/ICP. Regular discussions are being held at a range of forums with council participation. Support for submitted documents is achieved via the existing system wide K&M Partnership Board.

### 6. Financial implications

- 6.1. The cost for supporting the Joint Board is shared, with each local authority supporting the Board for one year in turn within existing resources. The Joint Board itself does not have a budget.

### 7. Legal implications

- 7.1. In the case of the Joint Board, the scope for two or more Health and Wellbeing Boards to establish arrangements to work jointly, whilst not mandatory, was provided in section 198 of the Health and Social Care Act 2012. Section 198 allowed for the joint exercise of functions by a Joint HWB or by a Joint Sub Committee or, as was the case for the Joint Board, for the establishment of a Joint Sub Committee to advise the participating HWBs on any matter related to the exercise of their functions.
- 7.2. The ICP will be established as a Joint Committee of the Integrated Care Board, Kent County Council and Medway Council. The Health and Care Bill proposes that Local Government and Public Involvement in Health Act 2007 shall contain the following provision: "An integrated care board and each responsible local authority whose area coincides with or falls wholly or partly within the board's area must establish a joint committee for the board's area (an "integrated care partnership")".

7.3. Whilst it is proposed to run the ICP in shadow form until July 2022, it cannot carry out any functions until it is formally established by the ICB, Medway Council and Kent County Council as a Joint Committee.

## 8. Recommendation

8.1. The Health and Wellbeing Board is asked to note the update and continue to engage with the development of the ICB/ICP.

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### Appendices

None