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<b>Report To:</b>	<b>Inverclyde Council</b>	<b>Date:</b>	<b>9 April 2015</b>
<b>Report By:</b>	<b>Head of Legal &amp; Property Services</b>	<b>Report No:</b>	<b>LP/065/15</b>
<b>Contact Officer:</b>	<b>Gerard Malone</b>	<b>Contact No:</b>	<b>01475 712710</b>
<b>Subject:</b>	<b>Health and Social Care Integration Appointment of Chair and Vice Chair to Integration Joint Board</b>		

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## **1.0 PURPOSE**

1.1 The purpose of this report is to request the Council to appoint the Chair of the Inverclyde Integration Joint Board.

## **2.0 SUMMARY**

2.1 At its meeting of 19 February 2015, the Council appointed four of its Elected Members to serve on the Inverclyde Integration Joint Board (IJB).

2.2 The Integration Scheme between the Council and the NHS Board sets out the local arrangements for the appointment of the Chair and Vice Chair of the IJB. The first chair of the IJB will be a member appointed on the nomination of the Council.

## **3.0 RECOMMENDATIONS**

3.1 It is recommended that the Council:

- (1) Appoints Councillor Joe McIlwee as the Chair of the Shadow Inverclyde Integration Joint Board;
- (2) Notes the arrangements for appointing the Chair and Vice Chair of the Inverclyde Integration Joint Board; and
- (3) Appoints Councillor Joe McIlwee as the first Chair of the Inverclyde Integration Joint Board.

## **4.0 BACKGROUND**

- 4.1 The Public Bodies (Joint Working) (Scotland) Act 2014 (“the Act”) establishes the legal framework for integrating health and social care in Scotland and requires each Health Board and Local Authority to delegate some of their functions to a third party, known as an Integration Joint Board (IJB), in order to deliver nationally agreed outcomes for health and social care.
- 4.2 The Council has committed to the creation of the Inverclyde IJB. This will be a new legal entity to which the Council’s functions in respect of adult and children’s social care services will be transferred.
- 4.3 The Act requires that the Council and the Health Board jointly prepare an Integration Scheme setting out the local arrangements made to integrate health and social care functions in the partnership area.
- 4.4 Inverclyde’s Integration Scheme was submitted to the Scottish Government on 31 March 2015.
- 4.5 Once the Scheme has been approved by the Scottish Ministers, the Inverclyde IJB (which has distinct legal personality) will be established by Order of the Scottish Ministers. It is now anticipated that the Inverclyde IJB will be established for June 2015 or soon thereafter, but this is dependent upon Scottish Government approval. The Council has agreed to establish a shadow IJB with effect from 1 April 2015 until the Inverclyde IJB is established by Order of the Scottish Parliament.
- 4.6 The Council, at its meeting of 19 February 2015, appointed four of its members to serve on the Inverclyde IJB and now requires to appoint one of these four members as the Chair of the IJB.

## **5.0 APPOINTMENT OF THE CHAIR**

- 5.1 The Public Bodies (Joint Working) (Integration Joint Boards) (Scotland) Order 2014 (“the Order”) makes provision for the appointment of the Chair and the Vice Chair of the IJB. Article 4 of the Order provides for the Chair to be appointed by the NHS Board or the Council from among the voting members nominated by the NHS Board and the Council. The Vice Chair is appointed by the authority who did not appoint the Chair.
- 5.2 Paragraph 2.3 of the Integration Scheme between the Council and the NHS Board states that the first chair of the IJB will be nominated by the Council and the first Vice Chair will be nominated by the NHS Board.
- 5.3 In terms of the Order, the appointment to Chair and Vice Chair must alternate regularly. Paragraph 2.4 of the Integration Scheme states that the Chair and Vice Chair positions will rotate every two years between the NHS Board and the Council, with the Chair being from one party and the Vice Chair being from the other.
- 5.4 The Order also states that the NHS Board or the Council may change the person appointed by them as Chair or Vice Chair during an appointing period.
- 5.5 In respect of voting, Article 11 of the Order states: “Each question put to a meeting of an integration joint board is to be decided by a majority of the votes of the voting members attending and entitled to vote on the question.” This means that where there is an equality of votes, the Chair does not have a second or casting vote.
- 5.6 The conduct of meetings of the IJB will be governed by Standing Orders which will be prepared in accordance with the Act, associated regulations and guidance issued by the Scottish Government and agreed at the first meeting of the IJB.
- 5.7 It should be noted that if there are any changes made to the Chair and Vice Chair arrangements as currently set out in the Integration Scheme as a result of its submission to

the Scottish Government then the matter will be the subject of a report back to the next available Committee.

## 6.0 SHADOW ARRANGEMENTS

- 6.1 On 19 February 2015, the Council agreed that a Shadow IJB be established with effect from 1 April 2015 until the Inverclyde IJB is formally established by Order of the Scottish Ministers.
- 6.2 The first meeting of the Shadow IJB is due to be held sometime in May 2015 and it is recommended that in the interests of consistency and continuity that Councillor Joe McIlwee is also appointed as Chair of the Shadow IJB.

## 7.0 PROPOSALS

- 7.1 It is proposed that the Council notes the arrangements for appointing the Chair and Vice Chair of the Inverclyde Integration Joint Board and appoints Councillor Joe McIlwee as the first Chair of the Inverclyde Integration Joint Board and as the Chair of the Shadow Integration Joint Board.

## 8.0 IMPLICATIONS

### Finance

- 8.1 None

#### Financial Implications:

#### One off Costs

Cost Centre	Budget Heading	Budget Years	Proposed Spend this Report	Virement From	Other Comments
N/A					

#### Annually Recurring Costs/ (Savings)

Cost Centre	Budget Heading	With Effect from	Annual Net Impact	Virement From (if Applicable)	Other Comments
N/A					

### Legal

- 8.2 The appointment of the Chair and the Vice Chair as set out in this report will comply with the terms of the Act, the Order and the Integration Scheme.

### Human Resources

- 8.3 None

### Equalities

- 8.4 None

### Repopulation

- 8.5 None

## **9.0 CONSULTATIONS**

9.1 The Interim Chief Officer of the Inverclyde Health and Social Care Partnership has been consulted in the preparation of this report.

## **10.0 LIST OF BACKGROUND PAPERS**

10.1 N/A