

Recommended Changes to the Constitution

(Deleted text shown as struck through and new text shown in bold italics)

Part 3, Section 3

## 3. OVERVIEW AND SCRUTINY PANELS

3.1 (a) The Overview and Scrutiny Commission shall establish such overview and scrutiny panels as it shall determine, including at least the following ~~three~~ **four** panels:

- Environment, Culture and Communities Overview and Scrutiny Panel
- Adult Social Care, ~~Health~~ and Housing Overview and Scrutiny Panel
- Children, Young People and Learning Overview and Scrutiny Panel
- ***Health Overview and Scrutiny Panel***

with terms of reference as set out below. The Commission may discontinue any overview and scrutiny panel and/or appoint alternative or additional panels, subject to there being a minimum of the ~~three~~ **four** standing panels. The Commission may also amend the terms of reference of the panels as appropriate.

(b) Where the Overview and Scrutiny Commission seeks to discontinue or appoint overview and scrutiny panels other than as set out in the Constitution, it may do so provided that it has consulted with interested parties, if appropriate. Any change will be reported to the proper officer and then to the next meeting of the Council by the chairman of the Commission, so that the Constitution may be amended accordingly

## 3.1 Terms of Reference

The ~~three~~ **four** above mentioned overview and scrutiny panels shall

(i) conduct scrutiny reviews or policy development projects allocated by the Overview and Scrutiny Commission from the corporately agreed work programme, preparing evidence-based reports and recommendations ~~for consideration by the Commission.~~

(ii) at the request of the Overview and Scrutiny Commission:

- review and/or scrutinise decisions made or actions taken in connection with the discharge of any of the Council's functions;
- consider any matter affecting the Borough or its inhabitants.

In addition, the following panels shall have responsibility for performance monitoring activities as set out in the table below.

Environment, Culture and Communities Overview and Scrutiny Panel	To receive Quarterly Service Reports on the work of the Environment, Culture and Communities Department and to question the relevant Executive portfolio holders and senior officers thereon, reporting to the Overview and Scrutiny Commission where necessary.
Adult Social Care, <del>Health</del> and Housing Overview and Scrutiny Panel	To receive Quarterly Service Reports on the work of the Adult Social Care, Health and Housing Department and to question the relevant Executive portfolio holder(s) and senior officers thereon in so far as it relates to the Adult Social Care <b><i>and housing</i></b> functions of the Council, reporting to the Overview and Scrutiny Commission where necessary.
Children, Young People and Learning	To receive Quarterly Service Reports on the work of the Children, Young People and Learning Department and to question the relevant Executive

Unrestricted

Overview and Scrutiny Panel	portfolio holder(s) and senior officers thereon in so far as it relates to the Children, Young People and Learning functions of the Council, reporting to the Overview and Scrutiny Commission where necessary.
Health Overview and Scrutiny Panel	<p>To undertake all the statutory functions of a scrutiny committee in accordance with Sections <b>244-246</b> (and regulations made under those sections) of the <del>Health and Social Care Act 2001</del>. <b>National Health Service Act 2006, as amended by the Health and Social Care Act 2012 and subsequent legislation. The power to refer to the Secretary of State concerns over consultations regarding substantial development or variation in health services is reserved for Council decision.</b></p> <p>To receive Quarterly Service Reports on the work of the Adult Social Care, Health and Housing Department relating to health and to question the relevant Executive portfolio holder(s) and senior officers thereon in so far as it relates to the health functions of the Council, reporting to the Overview and Scrutiny Commission where necessary.</p>

***The overall aim of Health scrutiny is: Through constructive challenge and accountability, to work with the Executive, the Health and Wellbeing Board and Health Service Providers to help ensure good health services are provided to residents of Bracknell Forest, reducing health inequalities, and helping everyone to stay fit and lead healthy lives.***

In addition, the Council has established/participates in the following overview and scrutiny committees:

- (i) The Joint East Berkshire Health Overview and Scrutiny Committee.
- (ii) The Joint East Berkshire Health Overview and Scrutiny Committee with Buckinghamshire County Council.

## **Part 4, Section 9**

### SECTION 9 – OVERVIEW AND SCRUTINY PROCEDURE RULES

#### 2. Who May Sit on the Overview and Scrutiny Bodies?

All councillors except members of the Executive may be members of the Overview and Scrutiny Commission and/or one or more overview and scrutiny panels. However, no Member may be involved in scrutinising a decision in which he/she has been directly involved. Council may also make appointments of people other than councillors to the Overview and Scrutiny Commission and Panels, to meet statutory and other requirements. ***This will include a representative of Local Healthwatch as an Observer on the Health Overview and Scrutiny Panel***