

## **Joint Health Overview and Scrutiny Committee (Frimley Park) Draft Terms of Reference**

### **Purpose**

1. Health Services are required to consult a local authority's Health Overview and Scrutiny Committee about any proposals they have for a substantial development or variation in the provision of health services in their area. When these substantial developments or variations affect a geographical area that covers more than one local authority, the local authorities are required to appoint a Joint Health Overview and Scrutiny Committee (JHOSC) for the purposes of the consultation. (Where those authorities consider the change a 'substantial' change).
2. These terms of reference set out the arrangements for Hampshire County Council, Surrey County Council and Bracknell Forest Borough Council to operate a JHOSC in line with the provisions set out in legislation and guidance.

### **Terms of Reference**

3. The JHOSC will operate formally as a statutory joint committee i.e. where the councils have been required under Regulation 30 (5) Local Authority (Public Health, Health and Well-being Boards and Health Scrutiny) Regulations 2013 to appoint a joint committee for the purposes of providing independent scrutiny to the Frimley Park programme.
4. The purpose of the JHOSC is to:
  - a) make comments on the proposal consulted on
  - b) require the provision of information about the proposal
  - c) gather evidence from key stakeholders, including members of the public
  - d) require the member or employee of the relevant health service to attend before it to answer questions in connection with the consultation.
  - e) Request a review by the Secretary of State only on where it is not satisfied that:
    - consultation on any proposal for a substantial change or development has been adequate in relation to content or time allowed (NB. The referral power in these contexts only relates to the consultation with the local authorities, and not consultation with other stakeholders)
    - the proposal would not be in the interests of the health service in the area

- a decision has been taken without consultation and it is not satisfied that the reasons given for not carrying out consultation are adequate
5. With the exception of those matters referred to in paragraph [4] above responsibility for all other health scrutiny functions and activities remain with the respective local authority Health Scrutiny Committees.

### **Governance**

6. Meetings of the JHOSC will be conducted in accordance with the Standing Orders of the host Local Authority (Surrey County Council).

### **Host authority**

7. The JHOSC will be hosted by Surrey County Council. However, the administration of meetings will be shared amongst the three local authorities.

### **Membership**

8. Membership of the JHOSC will be appointed by the respective Local Authorities and their appointments notified to the host authority. A Local Authority may amend their appointments to the JHOSC and this will take effect when formal notification has been received by the host authority.
9. Each member of the JHOSC must be a properly elected Councillor to a seat on their respective authority and will cease to be a member of the JHOSC with immediate effect should they no longer meet this requirement.
10. Seats on the JHOSC are allocated in proportion of patients from each area attending the Frimley Park Hospital.

Accordingly, the JHOSC will comprise 10 voting Members, with 4 being appointed by Hampshire County Council, 4 by Surrey County Council, 2 by Bracknell Forest Council.

11. Appointments by each authority to the JHOSC will reflect the political balance of that authority.
12. The quorum for meetings will be 3 voting members.
13. Local Members for the divisions closest to Frimley Park Hospital (and any new location if different) will be invited to meetings of the Joint Committee as non voting observers.

14. If additional Local Authorities wish to join the Joint Committee in future, provided they are being consulted by the NHS on this topic, 1 seat per authority would be provided, subject to approval by that Local Authority.

### **Chair & Vice Chair**

15. The Chair of the JHOSC for the duration of the Committee shall be elected at its first formal meeting and drawn from those Members in attendance at that meeting. Should the Chair cease to be a member of the JHOSC, a new Chair shall be elected at the next formal meeting.
16. The Vice-Chair of the JHOSC for the duration of the Committee shall be elected at its first formal meeting and drawn from those Members in attendance at that meeting. In the absence of the Chair, the Vice Chair shall assume all of the Chairs' responsibilities. Should the Vice-Chair cease to be a member of the JHOSC, a new Vice-Chair shall be elected at the next formal meeting.
17. In the absence of both the Chair and Vice-Chair at any Meeting of the JHOSC, Members in attendance shall appoint a Chair for that meeting from amongst their number, who shall, while presiding at that meeting, have any power or duty of the Chair in relation to the conduct of the meeting.

### **Task & Finish Groups**

18. The Committee may appoint such Working Groups of their members as they may determine to undertake and report back to the Joint Committee on specified investigations or reviews. Appointments to such Working Groups will be made by the Committee, ensuring political balance as far as possible. Such working groups will exist for a fixed period, on the expiry of which they shall cease to exist.

### **Committee support**

19. The responsibility for overall coordination, facilitation of meetings, policy support and other administrative arrangements will be undertaken by the host authority, but arrangements may be delegated between the Local Authorities.
20. Meetings of the committee will be arranged and held by the host authority in accordance with Access to Information Regulations and other relevant legislation.
21. Communications with the media will be led by the host authority on behalf of the JHOSC.

22. Legal advice and support to the JHOSC will be provided by the host authority.

### **Meetings**

23. The JHOSC will meet as often as required to fulfil its purpose, which is likely to include:

- An initial meeting to establish and set the scene of the proposals;
- a meeting to comment on the planned public consultation process;
- a meeting to monitor the consultation process and response
- a meeting to comment on the results of the public consultation and any further relevant analysis of the options; and
- a meeting to agree whether to support the proposed outcome

24. Dates for meetings will be arranged in advance and notified by the host authority.

25. Meetings of the JHOSC will be avoided during the county council pre-election period (late March through to early May 2025) if possible.

26. Once the purpose of the JHOSC has been fulfilled, the Committee will cease.

### **Reporting**

27. Members of the JHOSC may provide updates to their Local Authority on its proceedings in accordance with the requirements of their respective authority.

28. Any recommendations of the JHOSC will be published and communicated to relevant parties by the host authority.