

Integrated Care Board

Date of meeting	13 September 2023
Title of paper	Review of the Overarching Scheme of Reservation and Delegation
Presented by	Sam Proffitt, Chief Finance Officer
Author	Debra Atkinson Company Secretary / Director of Corporate Governance
Agenda item	17
Confidential	No

Executive summary

The ICB's constitution is supported by a number of associated documents which provide further details on how governance arrangements in the ICB will operate.

The ICB's Governance Handbook brings together all of these documents, and the Handbook and all the documents referred to within it are published on the ICB website for transparency and ease of access.

The Handbook and the documents within it may be amended at any time, with approval from the Board, and this report proposes amendments to the ICB's Overarching Scheme of Reservation and Delegation and Operational Scheme of Delegation to reflect updated arrangements, in particular following the establishment of the Finance and Performance Committee, Primary Care Commissioning Committee and section 75 arrangements following the changes to local authorities in the counties of Cumbria and North Yorkshire.

Recommendations

The Board is asked to:

- **Approve** the proposed changes to the ICB's Overarching Scheme of Reservation and Delegation
- **Approve** the proposed change to the Operational Scheme of Delegation in relation to Primary Care Procurement
- **Note** the updated version of the ICB's Functions and Decisions Map

Which Strategic Objective/s does the report contribute to

		Tick
1	Improve quality, including safety, clinical outcomes, and patient experience	✓
2	To equalise opportunities and clinical outcomes across the area	✓
3	Make working in Lancashire and South Cumbria an attractive and desirable option for existing and potential employees	✓
4	Meet financial targets and deliver improved productivity	✓
5	Meet national and locally determined performance standards and targets	✓

6	To develop and implement ambitious, deliverable strategies			✓
Implications				
	Yes	No	N/A	Comments
Associated risks		✓		
Are associated risks detailed on the ICB Risk Register?		✓		
Financial Implications		✓		
Where paper has been discussed (list other committees/forums that have discussed this paper)				
Meeting	Date		Outcomes	
ICB Executive Meeting	5.9.23		Supported the paper for the Board.	
Conflicts of interest associated with this report				
not applicable				
Impact assessments				
	Yes	No	N/A	Comments
Quality impact assessment completed			✓	
Equality impact assessment completed			✓	
Data privacy impact assessment completed			✓	
Report authorised by:		Sam Proffitt, Chief Finance Officer		

Integrated Care Board – 13 September 2023

Review of the Overarching Scheme of Reservation and Delegation

1.0 Introduction

- 1.1 The ICB's constitution is supported by a number of associated documents which provide further details on how governance arrangements in the ICB will operate.
- 1.2 The ICB's Governance Handbook brings together all of these documents, and the Handbook and all the documents referred to within it are published on the ICB website for transparency and ease of access.
- 1.3 A review of the ICB's Overarching Scheme of Reservation and Delegation (SoRD) has been undertaken to reflect updated governance arrangements, in particular the establishment of the Finance and Performance Committee, Primary Care Commissioning Committee and section 75 arrangements following the changes to local authorities in the counties of Cumbria and North Yorkshire.
- 1.4 This paper sets out the proposed amendments to be made to the SoRD, and includes one proposed amendment to the Operational Scheme of Delegation to reflect the role of the Primary Care Committees responsibility in assessing the need for future procurements and/or extensions to existing contracts.
- 1.5 An updated Functions and Decisions Map is also attached at **Appendix B**

2.0 Proposed Changes

- 2.1 The SoRD is attached at **Appendix A** and all proposed changes are highlighted within the document.
- 2.2 The main changes reflect the development of the ICB's committee structure; additional delegations to the board from NHS England; and; functions exercised jointly under Section 75 Partnership Arrangements.
- 2.3 There have been minor amendments to Terms of Reference for Committees of the ICB over the period since establishment, with the majority relating to membership, and the board has been informed of these through regular Committee Summary Reports and receipt of minutes of each committee meeting, and formal minutes of committee meetings.
- 2.4 The Primary Care Commissioning Committee was formally established in April 2023 to **enable collective decision-making on the review, planning and**

procurement of primary care services in relation to primary medical services, community pharmacy, primary dental and primary ophthalmic services and as part of the ICB's statutory commissioning responsibilities across Lancashire & South Cumbria under delegated authority from NHS England.

- 2.5 A core responsibility of the committee is to take overall responsibility in assessing the need for future procurements and/or extensions to existing contracts.
- 2.6 The Operational Scheme of Delegation does not currently include the Primary Care Commissioning as being able to launch a procurement exercise or to commit resource as part of a procurement in relation to its remit.
- 2.7 It is proposed that the Operational Scheme of Delegation is amended to include:

3i. Procurements to commit resources for healthcare and non-healthcare services through launching a procurement exercise		
L&SC ICB Board	Greater than £100m	
Primary Care Commissioning Committee	Up to £100m	*for procurements that relate to Primary Care services as delegated to the committee through its terms of reference
ICB Executive Team	£500,000 and up to £100m	
31i. Procurements to commit resources for healthcare and non-healthcare services which has already been approved as part of a recent business case, which is within the agreed funding levels (the award of contract)		
L&SC ICB Board	Greater than £100m	
Primary Care Commissioning Committee	Up to £100m	*for procurements that relate to Primary Care services as delegated to the committee through its terms of reference
ICB Executive Team	£500,000 and up to £100m	

3.0 Recommendations

The Board is asked to:

- **Approve** the proposed changes to the ICB's Overarching Scheme of Reservation and Delegation

- **Approve** the proposed change to the Operational Scheme of Delegation in relation to Primary Care Procurement
- **Note** the updated version of the ICB's Functions and Decisions Map

Debra Atkinson

Company Secretary