

**Agenda Item No:**

**14**

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| <b>Report to:</b>   | Humber and North Yorkshire Integrated Care Board   |
| <b>Date of Meeting:</b>   | 9 April 2025   |
| <b>Subject:</b>   | <b>Governance Items Delegated to the Board<br/>- Scheme of Reservation and Delegation (SORD)</b> |
| <b>Director Sponsor:</b>  | Karina Ellis, Executive Director of Corporate Affairs  |
| <b>Author:</b>  | Sasha Sencier, Head of Governance & Compliance   |
| <b>STATUS OF THE REPORT:</b>  |  |
| Approve <input checked="" type="checkbox"/> Discuss <input checked="" type="checkbox"/> Assurance <input checked="" type="checkbox"/> Information <input type="checkbox"/> A Regulatory Requirement <input checked="" type="checkbox"/> |  |

### SUMMARY OF REPORT:

Good governance is central to the running of Humber and North Yorkshire ICB. It helps us to meet our legislative responsibilities and provides assurance that we are conducting the duties required of a public body in an efficient and effective manner.

Our governance processes ensure that we are an accountable, transparent, ethical and well-led organisation. It not only gives our communities confidence in the ICB but also helps improve faith that staff, the public, NHS England and the Government have in us and our decision-making processes.

Relevant legislation allows the ICB to delegate its functions to certain bodies, including committees or individuals. These delegations are detailed within the Scheme of Reservation and Delegation (SORD).

A comprehensive review of the SORD, along with the operational documents supporting it, is scheduled for Q1 2025/26. In the meantime, this report outlines minor updates to the ICB SORD and seeks Board approval. Once approved by the Board, the updated SORD will be published on the ICB website.

The two main updates relate to:

#### 1. Specialised Commissioning

A Joint Committee between North Yorkshire & Humber ICB, West Yorkshire ICB, and South Yorkshire ICB has been granted delegated authority for specialised commissioning related decisions.

#### 2. Individual Funding Requests (IFRs):

The Clinical & Professional Committee will take on the responsibility for managing Individual Funding Requests (IFRs). This delegation aims to manage the process and ensure that IFRs are addressed effectively.

#### Additional minor updates include:

**Delegation of Commissioning Functions:** The SORD currently sets out which Executive Director has authority for the following services:

- Primary Medical Services (PMS)
- Pharmacy Services
- Primary Dental Services
- Primary Ophthalmic Services

In line with the Operational Scheme of Delegation (OSD), the SORD has been updated to state that delegated authority is with the 'Budget Holder'.

*\*Note from the OSD: A Budget Holder is the person ultimately responsible for the delegated budget. This is usually an Executive Director or a Place Director.*

**Place Delegation:** In line with the Operational Scheme of Delegation (OSD), the SORD has been updated to state that delegated authority is with the 'Budget Holder'.

*\*Note from the OSD: A Budget Holder is the person ultimately responsible for the delegated budget. This is usually an Executive Director or a Place Director.*

It should be noted that the Operational Scheme of Delegation will be brought to the Board for approval in May, once it has been reviewed by the Finance, Performance and Delivery Committee.

#### **RECOMMENDATIONS:**

Members are asked to:

- Approve the updates to the Scheme of Reservation and Delegation (SORD)
- Note that a more comprehensive review of the SORD and operational documents will be undertaken in Q1 2025/26

#### **ICB STRATEGIC OBJECTIVE**

|                            |                                     |
|----------------------------|-------------------------------------|
| Leading for Excellence     | <input checked="" type="checkbox"/> |
| Leading for Prevention     | <input checked="" type="checkbox"/> |
| Leading for Sustainability | <input checked="" type="checkbox"/> |
| Voice at the Heart         | <input checked="" type="checkbox"/> |

#### **IMPLICATIONS**

|                              |  |
|------------------------------|--|
| Finance                      | The Finance, Performance and Delivery Committee are responsible for the management of budgetary control and system management framework for the ICB and to ensure that suitable policies and procedures are in place to comply with relevant regulatory, legal and code of conduct requirements.               |
| Quality                      | This report's recommendation has no negative quality implications.   |
| HR                           | The Remuneration Committee is responsible for approving VSM remuneration and the pay policy for NEDs (excluding the Chair). The Committee must ensure its HR policies and remuneration practices are fair and transparent.   |
| Legal / Regulatory           | The ICB is required to maintain supporting documents that do not form part of the constitution but which ICBs are required to publish includes the following:<br>Scheme of reservation and delegation (SoRD)<br>Functions and decision map<br>Sanding financial instructions<br>Key policy and other documents |
| Data Protection / IG         | There are no direct data protection / IG implications associated with the recommendation set out in this report.   |
| Health inequality / equality | No adverse implications are associated with the recommendation set out in this report.   |
| Conflict of Interest Aspects | No conflicts of interest have been identified at time of drafting this report. Conflicts of interest will be managed in accordance with the committee's terms of reference and the ICB Constitution and Standing Orders.   |
| Sustainability               | There are no sustainability implications to consider within this report.   |

#### **ASSESSED RISK:**

There are no significant risks aligned to this paper; however, it should be recognised that the failure to maintain and apply processes and procedures in accordance with the Constitution will result in direct intervention by NHS England. The ICB must ensure compliance with its Constitution to avoid intervention.

**MONITORING AND ASSURANCE:**

The ICB has robust monitoring and assurance mechanisms in place to ensure compliance with its governance framework through the effective operation of the Constitution and Standing Orders and supporting documents, which are monitored through the business of the Audit Committee and other Committees as appropriate and as determined by their approved terms of reference.

**ENGAGEMENT:**

We will prepare and share versions of the SORD with key stakeholders for feedback and approval before finalising.

**REPORT EXEMPT FROM PUBLIC DISCLOSURE**

No ☒ Yes ☐

If yes, please detail the specific grounds for exemption.

**END.**