

# Part 2: Chapter 5

## Scrutiny

### Select (Overview and Scrutiny) Committees

#### 5.1 Responsibilities for Scrutiny Functions

The following table sets out the allocation of responsibilities within the Select (Overview and Scrutiny) Committees.

Committee	Scope
Policy and Resources	<p>Coordinating Scrutiny:</p> <p>To ensure resources of all scrutiny functions are being effectively targeted.</p> <p>To ensure the outputs and outcomes of Scrutiny are having impact and being evaluated.</p> <p>To prioritise topics for scrutiny task and finish groups (thematic reviews).</p> <p>To create an annual work programme.</p> <p>To identify where each thematic review on the work programme should be considered.</p> <p>To provide an annual report to the County Council outlining the effectiveness, outcomes and learning of the scrutiny function (i.e. Select (Overview and Scrutiny) Committees and overall work programme).</p> <p>To monitor the operation of the provisions relating to call-in and urgency submitting a report to Cabinet if necessary.</p> <p>Scrutinising Corporate functions:</p> <p>Reviewing how policies, services and decisions</p>

	<p>ensure effective use and management of all resources; how effectively is cross-cutting/corporate policy developed, implemented and performance evaluated and improved.</p> <p>Efficiency; Human Resources; Partnership Working (internal and external); Procurement; Relevant Financial Management (e.g. budget setting and monitoring final accounts, capital programme, capital receipts); asset and estate management; information management (including records management); communications; use of IT; Health and Safety; corporate policy and performance; Business Units; Rural Affairs; crime prevention; crime and disorder; Regulatory Services; <a href="#">Emergency Planning</a>.</p> <p>Reviewing and scrutinising decisions made, or other actions taken, in connection with the discharge of crime and disorder functions by the authorities responsible for crime and disorder strategies in relation to the County Council's area, and making reports or recommendations with respect to the discharge of those functions.</p> <p>Makings reports or recommendations to the County Council with regard to any matter which is a local crime and disorder matter in relation to a member of the County Council (i.e. a matter concerning crime and disorder which affects all or part of the electoral Division for which the Member is elected or any person who lives or works in that area).</p> <p>Departments covered;</p> <ul style="list-style-type: none"> <li>- Corporate Services</li> <li>- Culture, Communities and Business Services</li> <li>- County Council as a corporate entity.</li> </ul>
Children and Young People	<p>Reviewing how the needs and interests of children and young people are met by all Departments, policies, services and decisions; and how performance is evaluated and improved.</p>

	<p>Universal, targeted and specialist services for children and young people: prevention and management of risk; social care; children's and young people's wellbeing; education – supporting and enabling learning for all children and young people; internal and external partnership working re Children and Young People; supporting parents and families; relevant financial management.</p> <p>Departments covered:</p> <ul style="list-style-type: none"> <li>- Children's Services</li> <li>- Culture Communities and Business Services</li> <li>- Any other Department doing work with or impacting on children or young people.</li> </ul>
Health and Adult Social Care	<p>Reviewing how policies, services and decisions support safe, well, independent and continuously developing people (adults and older persons) and Public Health; how they are implemented and how performance is evaluated and improved.</p> <p>Focus on how the County Council is contributing to delivering the Wellbeing agenda for adults; adult social care; promoting independence and quality of life for older people; healthy and safe families; Public Health: the integration of Health and Care services and relevant financial management.</p> <p>Scrutiny of the provision and operation of health services in Hampshire.</p> <p>Departments covered:</p> <ul style="list-style-type: none"> <li>- Adults' Health and Care</li> <li>- Corporate Services</li> <li>- Culture, Communities and Business Services</li> <li>- Any other relevant functions in other Departments</li> </ul>

<p>Culture and Communities</p>	<p>Reviewing how policies, services and decisions support thriving culture and sustainable, inclusive communities; how they are implemented and how performance is evaluated and improved.</p> <p>Culture and recreation; heritage; economic development; community development; developing sustainable communities; supporting diversity and inclusion; community engagement and consultation; lifelong learning for adults; relevant financial management.</p> <p>Departments covered:</p> <ul style="list-style-type: none"> <li>- Culture Communities and Business Services</li> <li>- Corporate Services</li> <li>- Adults', Health and Care</li> <li>- Environment</li> <li>- Any other relevant functions in other Departments.</li> </ul>
<p>Economy, Transport and Environment</p>	<p>Reviewing how policies, services and decisions support a positive and sustainable environment, accessibility to services for all and effective management of natural resources; how they are implemented and how performance is evaluated and improved.</p> <p>Passenger transport; transport policy; road infrastructure; access; protection of the environment; flood and coastal erosion risk management; economic development; sustainable development; climate change; land management; waste management; relevant financial management.</p> <p>Departments covered:</p> <ul style="list-style-type: none"> <li>- Environment</li> <li>- Culture, Communities and Business Services</li> <li>- Children's Services</li> </ul>

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- Any other relevant functions in other Depts

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## **Specific Functions**

### **5.2 Policy development and review**

Select (Overview and Scrutiny) Committees may:

- 5.2.1 assist the County Council and the Executive, at their request, to develop the budget and policy framework by in-depth analysis of policy issues
- 5.2.2 conduct research in the analysis of policy issues and possible options
- 5.2.3 question members of the Executive or Senior Officers, about their views on issues and proposals affecting their remit
- 5.2.4 liaise with external organisations as appropriate

### **5.3 Scrutiny**

Select (Overview and Scrutiny) Committees may:

- 5.3.1 review and scrutinise Executive decisions
- 5.3.2 review and scrutinise the County Council's service delivery and performance, performance concerning its policy objectives, performance targets and particular service areas
- 5.3.3 question members of the Executive or Senior Officers about their decisions and performance; whether compared to service plans and targets, or related to particular decisions, initiatives or projects
- 5.3.4 make recommendations to the Executive or County Council arising from the scrutiny process
- 5.3.5 review and scrutinise the performance of other public bodies in the area; invite reports from them by asking them to address the relevant Select Committee
- 5.3.6 question and gather evidence from people and organisations that can inform the scrutiny process

### **5.4 Health Scrutiny Functions of the Health and Adult Social Care Select (Overview and Scrutiny) Committee**

The Health and Adult Social Care Select (Overview and Scrutiny) Committee will have the following additional roles and functions in relation to health matters:

- 5.4.1 To review and scrutinise any matter relating to the planning, provision and operation of the health service in Hampshire.
- 5.4.2 To make reports and recommendations to relevant NHS bodies and to relevant health service providers (as defined in the Local Authority (Public Health, Health and Wellbeing Board and Health Scrutiny) Regulations 2013) on any matter that it has reviewed or scrutinised.
- 5.4.3 To act as consultee to relevant NHS bodies or relevant health service providers on issues of:
  - a) Substantial developments of the health service in Hampshire; and
  - b) Any proposals to make any substantial variation to the provision of such services.
- 5.4.4 Subject to the approval of the County Council to report contested proposals for major health service changes to the Secretary of State;
- 5.4.5 To scrutinise the social care services provided or commissioned by relevant NHS bodies or relevant health service providers exercising local authority functions under Section 75 of the National Health Service Act 2006;
- 5.4.6 To review or scrutinise health services commissioned or delivered in Hampshire within the framework set out below:
  - a) Arrangements made by relevant NHS bodies or relevant health service providers to secure hospital and community health services to the inhabitants of Hampshire;
  - b) The provision of such services to those inhabitants;
  - c) The provision of family health services, personal medical services, personal dental services, pharmacy and NHS ophthalmic services;
  - d) The public health arrangements in Hampshire; e.g. arrangements by the County Council for public health promotion and health improvement (including addressing health inequalities) in Hampshire.
  - e) The planning of health services in Hampshire, including plans setting out a strategy for improving both the health of the local population and the provision of health care to that population; and
  - f) The arrangements made by relevant NHS bodies and relevant health service providers for consulting and involving patients and the public.

## **5.5 Delegation of Health Scrutiny Functions**

5.5.1 The County Council may delegate health scrutiny powers to a joint Scrutiny Committee and appoint Members to that Committee when there is an intention by a relevant NHS body or relevant health service provider to consult on a substantial variation or development to health services that extend beyond Hampshire.

5.5.2 The Chief Executive, in consultation with the Chairman of the County Council and the Chairman of the Health and Adult Social Care Select (Overview and Scrutiny) Committee, may agree to the formation of such a committee, its membership and terms of reference, if there is insufficient time for that decision to be taken by the County Council, subject to the details being submitted for approval to the next meeting of the County Council.

5.5.3 Any joint committee so convened should work to a specific proposal and with clear terms of reference, which would be restricted to consideration of and agreeing a response to the proposal on which the committee had been consulted.

## 5.6 **Petitions**

Select (Overview and Scrutiny) Committees must, when required to do so by a petition organiser, review the adequacy of the steps taken or proposed to be taken in response to a petition.

## 5.7 **Finance**

Select (Overview and Scrutiny) Committees may exercise overall responsibility for any money made available to them.

## 5.8 **Annual Reports**

5.8.1 The Policy and Resources Select (Overview and Scrutiny) Committee will submit to the County Council as soon as reasonably practicable in each financial year an account of the activities and outcomes of the scrutiny function for the last year and a tentative list of intended scrutiny inquiries for the following year.

5.8.2 The Health and Adult Social Care Select (Overview and Scrutiny) Committee will submit to the County Council as soon as reasonably practicable in each financial year an account of the activities and outcomes of the health scrutiny function for the last year and a tentative list of intended health scrutiny inquiries for the follow year.

## 5.9 **Proceedings of Select (Overview and Scrutiny) Committees**

Select (Overview and Scrutiny) Committees will conduct their proceedings in line with the Overview and Scrutiny Procedure, set out in Part 3, Chapter 3 of this Constitution.