



Item No. 4c

Meeting Date Friday 24th June 2016

Glasgow City Integration Joint Board

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UPDATE TO STANDING ORDERS

Purpose of Report:	To seek approval of amendments made to the Integration Joint Board's Standing Orders following a decision of the Board at its 10 May 2016 meeting
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Recommendations:	The Integration Joint Board is asked to approve the amended Standing Orders
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Implications for IJB:

Financial:	None
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Personnel:	None
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Legal:	The Integration Joint Board is required by statute to have Standing Orders in place to govern its proceedings
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Economic Impact:	None
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Sustainability:	None
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Sustainable Procurement and Article 19:	None
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Equalities:	None
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Implications for Glasgow City Council:	None
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Implications for NHS Greater Glasgow & Clyde:	None
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1. Purpose

1.1 The purpose of this paper is seek approval of amendments made to the Integration Joint Board's Standing Orders following a decision of the Board at its 10 May 2016 meeting.

2. Amendments

2.1 At its 10 May 2016 meeting, the Integration Joint Board agreed amendments to section 11.7 of the Standing Orders, which address the process through which minutes of Committees are approved.

2.2 The Standing Orders have been amended following this decision of the Integration Joint Board, and a proposed track changed, revised version is appended to this paper for consideration and approval of the Integration Joint Board.

3. Recommendation

3.1 The Integration Joint Board is asked to approve the amended Standing Orders.



**Standing Orders for the
Proceedings and Business of the
Glasgow City Integration Joint Board
as approved by the Glasgow City Integration Joint Board
on 8th February 2016**

8th February 2016 Approved Version 1.0



1. General

1.1 These Standing Orders for the conduct and proceedings of the Glasgow City Integration Joint Board and its Committees are made under the Public Bodies (Joint Working) (Scotland) Act 2014 and the Public Bodies (Joint Working) (Integration Joint Boards) (Scotland) Order 2014.

1.2 These Standing Orders shall be the rules and regulations for the proceedings of the Glasgow City Integration Joint Board and its Committees ~~and Sub-Committees~~.

1.3 In these Standing Orders:

“Chief Officer” means an officer appointed under Section 10 of the Public Bodies (Joint Working) (Scotland) Act 2014.

“constituent authorities” means Glasgow City Council (the Council) and Greater Glasgow Health Board, more commonly known as NHS Greater Glasgow & Clyde (the Health Board).

“Council” means Glasgow City Council.

“Health Board” means Greater Glasgow Health Board, commonly known as NHS Greater Glasgow & Clyde

“Integration Joint Board” means the Glasgow City Integration Joint Board established in terms of the Public Bodies (Joint Working) (Integration Joint Board Establishment) (Scotland) Amendment Order 2016 SSI No 2 2016.

The Public Bodies (Joint Working) (Integration Joint Board Establishment) (Scotland) Amendment Order 2016

“Integration Joint Boards Order” means the Public Bodies (Joint Working) (Integration Joint Boards) (Scotland) Order 2014 SSI 2014 No 285 (as amended)

“Non-executive members of the Health Board” excludes members of the Health Board who are Councillors.

“The Act” means the Public Bodies (Joint Working)(Scotland) Act 2014

“Integration Scheme” means the document produced by the constituent authorities in accordance with section 2(3) of the

Public Bodies (Joint Working) (Scotland) Act 2014

- 1.4 Any statutory provision, regulation, order or direction issued by the Scottish Ministers shall have precedence if they are in conflict with these Standing Orders.
- 1.5 Any one or more of these Standing Orders may be suspended on a duly seconded motion, incorporating the reasons for suspension, if carried by a majority of members present, provided that suspension is consistent with the Integration Joint Boards Order.
- 1.6 The Chief Officer shall ensure that a copy of these Standing Orders is provided to each member of the Integration Joint Board on appointment and to each member of the Senior Management Team of the Health & Social Care Partnership¹.

2. Membership Article 3

2.1 The Integration Joint Board shall comprise:-

- (a) The Chief Officer appointed by the Integration Joint Board as a non-voting member
- (b) Voting members at article 2.2
- (c) Non-voting professional members at 2.3
- (d) Non-voting stakeholder representatives at 2.4

2.2 Voting membership of the Integration Joint Board shall comprise:

- (a) eight non-executive members of the Health Board nominated by the NHS Board. Where the NHS Board is unable to fill its places with non-executive members it may nominate a member of the Board who is not a Councillor, but at least two of the total nominees must be non-executive members.
- (b) eight Councillors nominated by the Council.

2.3 Non-voting professional membership of the Integration Joint Board shall comprise, in addition to the Chief Officer who is appointed by the Integration Joint Board:-

- (a) the chief social work officer of the council;
- (b) the proper officer of the Integration Joint Board appointed under section 95 of the Local Government (Scotland) Act 1973;

¹ The Health & Social Care Partnership is the common name for the management structure put in place by the constituent authorities to deliver the functions delegated to the Integration Joint Board.

- (c) a registered medical practitioner whose name is included in the list of primary medical services performers prepared by the Health Board in accordance with Regulations made under section 17P of the National Health Service (Scotland) Act 1978;
- (d) a registered nurse who is employed by the Health Board or by a person or body with which the Health Board has entered into a general medical services contract;
- (e) a registered medical practitioner employed by the Health Board not providing primary medical services.

The members at (c) to (e) shall be determined by the Health Board.

2.4 Following establishment, the Integration Joint Board must appoint at least one non-voting stakeholder member in respect of each of the following categories:-

- a. One member in respect of staff of the constituent authorities engaged in the provision of services provided under integration functions;
- b. One member in respect of third sector bodies carrying out activities related to health or social care in the area of the local authority.
- c. One member in respect of service users residing in the area of the local authority;
- d. One member in respect of persons providing unpaid care in the area of the local authority; and
- e. Such additional members as the Integration Joint Board sees fit. Such a member may not be a councillor or a non-executive director of the Health Board.

2.5 If a voting member is unable to attend a meeting of the Integration Joint Board the constituent authority which nominated the member is to use its best endeavours to arrange for a suitably experienced proxy, who is either a Councillor or, as the case may be, a Member of the Health Board, to attend the meeting in place of the voting member. Named Depute members for members of the Integration Joint Board may be appointed by the constituent authorities. The member, who is unable to attend, shall notify the Chief Officer (or nominee) and arrange with the nominating body a proxy to attend in their place. A proxy nominated under these provisions shall be able to vote on any decision put to the meeting.

2.6 If a member who is not a voting member is unable to attend a meeting of the Integration Joint Board, they shall be entitled to arrange for a suitably experienced proxy to attend the meeting on

their behalf. Such proxy shall be notified to the Chief Officer (or nominee).

3. Term of Office/Resignation Articles 7 & 9

- 3.1** The term of office of voting members is to be determined by the constituent authorities (i.e. Council and Health Board), but shall not exceed three years. Members appointed under article 2.3 (a) or (b) shall remain a member for so long as they hold office in respect of which they are appointed.
- 3.2** The term of office of stakeholder members shall be determined by the Integration Joint Board, but shall not exceed three years.
- 3.3** A member (other than a member appointed under article 2.3 (a) or (b) may resign their membership of the Integration Joint Board at any time by giving written notice to the Chief Officer (or nominee). The resignation shall take effect from the date stated in the notification, or in the absence of a specified date, the date of receipt of the notice.
- 3.4** Where a voting member gives notice of resignation, the Integration Joint Board must inform the constituent body which nominated the member of the resignation. Where a member resigns or otherwise ceases to hold office, the person appointed in his/her place shall be appointed for the unexpired term of the Member replaced.
- 3.5** On expiry of a Member's term of appointment the Member shall be eligible for re-appointment provided that he/she remains eligible and is not otherwise disqualified from appointment.

4. Removal of Members Article 10

- 4.1** If a member has not attended three consecutive meetings of the Integration Joint Board, and their absence was not due to illness or some other reasonable cause approved by the Integration Joint Board, the Integration Joint Board may remove the member from office by providing the member with one month's notice in writing.
- 4.2** If a member acts in a way which brings the Integration Joint Board into disrepute or in a way which is inconsistent with the proper performance of the functions of the Integration Joint Board, the Integration Joint Board may remove the member from office with effect from such date as the Integration Joint Board may specify in writing.

- 4.3** If a member becomes disqualified under article 8 of the Integration Joint Boards Order during a term of office they shall be removed from office immediately.
- 4.4** If a member who is a Councillor appointed on the nomination of the Council ceases, for any reason to be a Councillor during a term of office, they shall cease to be a member of the Integration Joint Board with effect from the day they cease to be a Councillor.
- 4.5** A constituent authority may remove a member who it nominated by providing one month's notice in writing to the member and the Integration Joint Board.

5. Disqualification Article 8

- 5.1** No person may be appointed as a Member of the Integration Joint Board, if they:-

- (a) have been within a period of five years immediately preceding the proposed date of appointment been convicted of any criminal offence in respect of which the person has received a sentence of imprisonment (whether suspended or not) for a period of not less than three months (without the option of a fine);
- (b) have been removed or dismissed for disciplinary reasons from any paid employment with a health board or local authority;
- (c) are insolvent ²;
- (d) have been removed from a register maintained by a regulatory body other than where the removal was voluntary ³;
- (e) have been subject to a sanction under Section 19(1)(b) to (e) of the Ethical Standards in Public Life etc. (Scotland) Act 2000; all as defined in the Integration Joint Boards Order.

6. Chair and Vice Chair Article 4 + Schedule para 3

- 6.1** The Chair and Vice Chair shall be appointed from the Health Board and Council voting members on the Integration Joint Board. The Council and the Health Board shall alternate which of them is to appoint the Chair and Vice Chair. Whenever a Council member is to serve as Chair then the Vice Chair will be a member nominated by the Health Board and vice versa.
- 6.2** The appointment of Chair and Vice Chair shall not exceed a period of three years; and unless the constituent authorities agree otherwise, it shall be for a one year term. The Council or Health Board may change their appointee as Chair or Vice Chair during

² Insolvency is defined in Article 8(4)(a) of the Integration Joint Boards Order

³ The definition of relevant Regulatory Bodies is set out in Article 8(4)(b) of the Integration Joint Boards Order.

the period of their appointment.

- 6.3** The Vice-Chair may act in all respects as the Chair of the Integration Joint Board if the Chair is absent or for any reason otherwise unable to perform his/her duties.
- 6.4** At every meeting of the Integration Joint Board the Chair, if present, shall preside. If the Chair is absent from any meeting the Vice-Chair, if present, shall preside. If both the Chair and the Vice-Chair are absent, a Chair shall be appointed from within the voting members present for that meeting. Any proxy Member attending the meeting may not preside over that meeting.
- 6.5** The Chair and Vice Chair may resign office at any time and it shall be the responsibility of the constituent authority to appoint a replacement as soon as practicable to complete the term of office of the outgoing Member.
- 6.6** The decision of the Chair on all matters within his/her jurisdiction as set out in these Standing orders shall be final. Deference shall at all times be paid to the authority of the Chair and Members shall address the Chair while speaking
- 6.7** The Chair (and in his/her absence the Vice Chair) shall amongst other things:-
 - (a) encourage full debate on the issues presented for discussion and seek to obtain a consensus view on all matters before the Integration Joint Board;
 - (b) ensure that due and sufficient opportunity is given to voting and non-voting members who wish to speak to express views on any subject under discussion;
 - (c) ensure that the views of non-voting members are recorded in the Minutes of the meeting on request;
 - (d) preserve order and ensure that every Member is able to fully express views;
 - (e) decide on matters of relevancy, competency and order, and whether to have a recess during the meeting, having taken into account any advice offered by the Chief Officer or other relevant officer in attendance at the meeting;
 - (f) determine the order in which speakers shall be heard;

- (g) if requested by any Member to ask the mover of a motion, or an amendment, to state its terms;
- (h) at his/her discretion, order the exclusion of any person who is deemed to have caused disorder or misbehaved.

7. Meetings Schedule para 1

- 7.1** The first meeting of the Integration Joint Board shall be convened at a time and place to be determined by the Chair. Thereafter the Integration Joint Board shall meet at such place and such frequency as may be agreed by the Integration Joint Board.
- 7.2** The Chair may convene Special Meetings if it appears to him/her that there are items of urgent business to be considered. Such meetings will be held at a time, date and venue as determined by the Chair. If the Office of Chair is vacant, or if the Chair is unable to act for any reason the Vice-Chair may call such a meeting.
- 7.3** If the Chair refuses to call a meeting of the Integration Joint Board after a requisition for that purpose specifying the business proposed to be transacted, signed by at least two thirds of the voting Members, has been presented to the Chair or if, without so refusing, the Chair does not call a meeting within seven days after such requisition has been presented, those Members who presented the requisition may forthwith call a Meeting provided no business shall be transacted at the Meeting other than specified in the requisition.

8. Admission of Public & Media to Meetings

- 8.1** Members of the public and representatives of the media shall be admitted to meetings of the Integration Joint Board to observe the proceedings, unless the Integration Joint Board adopt a resolution to exclude the public and media on grounds that publicity for any item under discussion would be prejudicial to the public interest due to the confidential nature of the business to be transacted or for other reason specified in the resolution.
- 8.2** Members of the public and representatives of the media shall not be permitted, without the approval of the Integration Joint Board, to record the proceedings other than by the making of written notes.
- 8.3** Members of the public may at the Chair's sole discretion be permitted to address the Integration Joint Board for an agreed

period, but shall not generally be permitted to participate in discussion at a meeting.

8.4 Nothing in these Standing Orders shall preclude the Chair from requiring the removal from a meeting of any person or persons who persistently disrupt the meeting.

9. Notice of Meeting Schedule para 2

9.1 Before every meeting of the Integration Joint Board, a notice of the meeting, specifying the date, time, place and business to be transacted at it and signed by the Chair, or by a member authorised by the Chair to sign on that person's behalf, shall be delivered to every member or sent electronically to every member, or sent to the usual place of residence of every member so as to be available to them at least five clear days before the meeting. Members may opt in writing addressed to the Chief Officer (or nominee) to have notice of meetings delivered to an alternative address. Such notice will remain valid until rescinded in writing. Lack of service of a notice of a meeting on any member shall not affect the validity of anything done at that meeting.

9.2 In the case of a meeting of the Integration Joint Board called by members, in default of the Chair, the notice shall be signed by those members who requisitioned the meeting.

9.3 At a meeting of the Integration Joint Board, no business other than that on the agenda shall be discussed or adopted except where by reason of special circumstances, which shall be agreed at the meeting and specified in the minutes, the Chair is of the opinion that the item should be considered at the meeting as a matter of urgency.

9.4 Notice of all Integration Joint Board meetings shall be posted at the principal offices of the Integration Joint Board and published on the Internet a minimum of five days before each meeting.

10. Conduct of Meetings Schedule para 3, 4 & 5

10.1 No business shall be transacted at a meeting of the Integration Joint Board unless there are present a quorum of at least one half of the voting members of the Integration Joint Board.

10.2 For the purpose of Article 10.1, a member may be classed as present, but not at the same physical location as other members, if the member is able to participate in the meeting remotely by

hearing other members at the venue notified for the meeting ⁴.

- 10.3** Subject to article 10.9, each question put to a meeting of the Integration Joint Board shall be decided by a majority of the votes of members present and entitled to vote.
- 10.4** If within ten minutes after the time appointed for the commencement of a meeting of the Integration Joint Board, a quorum is not present, the meeting will stand adjourned to such date and time as may be fixed by the Chair and notified to members.
- 10.5** If after a meeting has commenced, the quorum shall fall below one half of the voting members and this is drawn to the attention of the Chair, the meeting will be adjourned to such date and time as the Chair may determine.
- 10.6** If it is necessary or expedient to do so, otherwise by virtue of a lack of quorum, a meeting of the Integration Joint Board may be adjourned to another date, time or place. A decision to adjourn a meeting shall be moved and seconded and put to the meeting without debate. If such a motion is carried by a simple majority of those present and entitled to vote, the meeting shall be adjourned to the day, time and place specified in the motion.
- 10.7** A record must be kept of the names of the members attending every meeting.
- 10.8** Minutes of the proceedings of each meeting, including any decisions made at that meeting, shall be drawn up and submitted to the next ensuing meeting for agreement as to their accuracy, after which they shall be signed by the person presiding at that subsequent meeting.
- 10.9** A vacancy in the membership of the Integration Joint Board shall not invalidate anything done or any decision made by the Integration Joint Board.
- 10.10** Where there is a temporary vacancy in the voting membership of the Integration Joint Board, the vote which would be exercisable by a member appointed to that vacancy may be exercised jointly by the other members nominated by the relevant constituent authority.
- 10.11** Where a formal motion is put to a meeting of the Integration Joint Board, the following procedure will apply:-

⁴ This would include teleconferencing or video conferencing into the meeting.

- (a) If required by the Chair any motion or amendment shall be put in writing, and after being seconded, shall not be withdrawn without the leave of the Integration Joint Board.
- (b) No motion or amendment shall be spoken upon, except by the mover, until it has been seconded.
- (c) After debate, the mover of any original motion shall have the right to reply. In replying he/she shall not introduce any new matter, but shall confine himself/herself strictly to answering previous observations.
- (d) Immediately after his/her reply, the question shall be put to the meeting by the Chair without further debate.
- (e) Any Member in seconding a motion or an amendment may reserve his/her speech for a later period of the debate.
- (f) When more than one amendment is proposed, the Chair of the meeting shall decide the order in which amendments are put to the vote.
- (g) All amendments carried shall be incorporated in the original motion which shall be put to the meeting as a substantive motion.
- (h) A motion to adjourn any debate on any question or for the closure of a debate shall be moved and seconded and put to the meeting without discussion. Unless otherwise specified in the motion, an adjournment of any debate shall be to the next meeting.

10.12 In the event that the Integration Joint Board is unable to come to a consensus decision following full discussion on an issue, due to an equality of votes in favour and against a proposal the following procedure shall apply:

Stage 1

- (a) The Chair shall call on the Chief Officer to outline the consequences of each potential outcome and to make a recommendation.
- (b) The Chair shall immediately without further discussion call for a show of hands on the motion before the meeting.
- (c) If the result remains a tie the Chair will suspend further discussion on the issue of contention and the meeting will move onto the remaining agenda items to conclusion of the Agenda.

- (d) The Chair will then reconvene the IJB within one week to allow for further discussion between members on the disputed issue.

Stage 2

- (e) On reconvening, the Chair shall call for any amendment to the motion before the meeting and the meeting will consider such amendment and substantive motion in accordance with article 10.11.
- (f) The Chair shall invite members to speak for not more than 5 minutes each in support of and against the motion. He shall then call a further vote.
- (e) If there remains no agreement on the issue concerned, the disputed item shall be held over to the next scheduled IJB meeting and a further paper on the matter presented by the Chief Officer for consideration by the Board.

11. Committees Article 17

- 11.1 The Integration Joint Board may establish Committees ~~and Sub-Committees~~ of its members for the purpose of carrying out such functions as the Integration Joint Board may determine.
- 11.2 Any Committee ~~or Sub-Committee~~ established must have its constitution and terms of reference approved by the Integration Joint Board and must include an equal number of voting members of the Integration Joint Board from each of the constituent authorities. Any decision of a Committee relating to the carrying out of functions under the Act or to integration functions must be agreed by a majority of the votes of the voting members who are members of the Committee.
- 11.3 Members of the Board shall be sent electronically the agenda and papers for all Committee meetings at the same time as they are issued to Committee Members. Board Members shall be entitled to attend Committee meetings and contribute to the debate.
- 11.4 Members of Committees may appoint a proxy (from the same category of membership as themselves) to represent them when they are unable to attend a Committee meeting. The proxy shall give notice of such appointment at the start of the meeting.
- 11.5 The Integration Joint Board is responsible for the appointment of Chairs of Committees ~~and Sub-Committees~~.

- 11.6 A Committee ~~or Sub-Committee~~ may, notwithstanding that a matter is delegated, refer any matter for decision to the Integration Joint Board.
- 11.7 Minutes of Committees ~~and Sub-Committees~~ shall be presented to the Integration Joint Board (for information), or Parent Committee (as appropriate), at the first scheduled meeting not less than 10 working days after the day the Committee ~~or Sub-Committee~~ meets. Minutes will be approved by the next scheduled meeting of the Committee to which the minute relates. Following approval, minutes should only be referred back to the Integration Joint Board if, in the view of the Chair of the Committee, there have been substantial amendments to the draft minute which the Integration Joint Board has previously received.
- 11.8 The constitution, remit and Membership of Committees shall be reviewed annually at the Integration Joint Board held in April, or as soon as practicable thereafter.
- 11.9 These Standing Orders apply equally to Committees of the Integration Joint Board as they do the Integration Joint Board, subject to any modification as is required to meet the terms of reference and constitution of Committees.
- 11.10 Meetings of Committees ~~and Sub-Committees~~ shall be routinely open to the public and media, unless the meeting has passed a resolution to exclude the public and media on grounds that publicity for any item under discussion would be prejudicial to the public interest due to the confidential nature of the business to be transacted or for other reason specified in the resolution.

12. Codes of Conduct and Conflict of Interest Schedule para 5

- 12.1 Members of the Integration Joint Board shall subscribe to and comply with the Standards in Public Life - Code of Conduct for Integration Joint Boards⁵. These Standards are deemed to be incorporated into these Standing Orders. All Members shall be obliged on taking up membership, to agree in writing to be bound by the terms of the Code of Conduct.
- 12.2 All Members are required to complete a register of interests in a standard format to comply with their obligations under the Code

⁵ It is understood that a Separate Model Code of Conduct will be developed for Integration Joint Boards. It will then be for individual Boards to submit a Code of Conduct based on this to the Scottish Government for approval. Once approved, the Code will apply to all Members of the Board.

of Conduct within a month of appointment and when any changes occur. A form to register interests will be sent to all Members on appointment and shall be renewed annually. Details of declarations made are published on the Internet and made available for inspection at the Principal Offices of the Integration Joint Board.

12.3 If any Member has a financial or non-financial interest as defined in the Code of Conduct and is present at any meeting at which the matter is to be considered, he/she must as soon as practical, after the meeting starts, disclose:-

- (a) that he/she has an interest;
- (b) the nature of that interest

The member shall determine if the interest is such that he/she should exclude themselves from the debate on the issue.⁶

12.4 If a Member or any associate of theirs has any pecuniary or any other interest direct or indirect, in any contract or proposed contract or other matter and that Member is present at a meeting of the Integration Joint Board, that Member shall disclose the fact at the commencement of the meeting and advise on the nature of the relevant interest. A Member shall not be treated as having any interest in any contract or matter if it cannot reasonably be regarded as likely to significantly affect or influence the voting by that Member on any question with respect to that contract or matter.

13. Execution of Documents

13.1 Any document or proceeding requiring authentication by the Integration Joint Board shall be subscribed by two of the following: Chief Officer (or nominee); the Chief Officer Finance & Resources (or nominee); the Chief Officer Planning & Strategy & Chief Social Work Officer (or nominee) and Chief Officer Operations (or nominee).

13.2 The Chief Officer Finance & Resources shall maintain a record of officers authorised to sign documents on behalf of the Integration Joint Board in accordance with provisions of Standing Financial Instructions.

⁶ Under current legislation where a member declares an interest it is for the IJB to determine if the member declaring the interest is to be prohibited from taking part in discussion. This is contrary to the Codes of Conduct issued through the Standards Commission. Scottish Government has intimated an intention to amend this part of the legislation. Precise details of the change of wording have not yet been published. The Standing Orders as drafted reflect the position once the legislative change is made.

- 13.3** Where a document requires for the purpose of any enactment or rule of law relating to the authentication of documents under the Law of Scotland, or otherwise requires to be authenticated on behalf of the Integration Joint Board, it shall be signed by the Chief Officer or any person duly authorised to sign under the Scheme of Delegation to Officers in accordance with the provisions of the Requirements of Writing (Scotland) Act 1995.
- 13.4** Before authenticating any document, the person authenticating the document shall satisfy themselves that all necessary approvals in terms of the Integration Joint Board's procedures have been satisfied. A document executed by the Integration Joint Board in accordance with this Article shall be self-proving for the purpose of the Requirement of Writing (Scotland) Act 1995.
- 13.5** Any authorisation to sign documents granted to any individual shall terminate upon that person ceasing (for whatever reason) from holding a position of authority with the Integration Joint Board, without further intimation or action by the Integration Joint Board.

Approved 8th February 2016 v.1.0