

Annex 3 - Overview and Scrutiny Arrangements – Part B11

The terms of reference for the O&S Committees have been reviewed in view of the Legal and Governance savings programme and to align the Committee’s terms of reference, where appropriate, to Cabinet Member portfolios.

This has resulted in a proposed reduction from 8 Overview and Scrutiny Committees plus two Joint Health Overview and Scrutiny Committees (Joint HOSCs) to 7 Overview and Scrutiny Committees and two Joint HOSCs. The proposed 7 Committees for 2024/25 are:

- Corporate and Finance OSC
- Economy, Skills and Culture OSC
- Education, Children and Young People OSC (including youth offending)
- Health and Adult Social Care OSC (including leisure services)
- Homes OSC
- Neighbourhoods OSC (including Library of Birmingham and community library services)
- Sustainability & Transport OSC.

The Joint Health Overview and Scrutiny Committee remain: Birmingham and Solihull Joint HOSC and the Birmingham and Sandwell Joint HOSC.

The Health and Adult Care OSC terms of reference will be updated to reflect the Health and Care Act Health Scrutiny Regulations (2024) that removed the power of the HOSC to make referrals to the Secretary of State and introduced the Secretary of States power of intervention on proposed substantial variation or development of NHS services.

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Part B 11.4ii : Membership of Co-ordinating OSC: 7 Labour, 3 Conservative, 1 Liberal Democrat (this will require subsequent updates to Section B11.5i and also Section B18 (table)

DRAFT Committee Terms of Reference 2024/25	Statutory Scrutiny Function	Cabinet Members attending O&SCs
<p>Corporate & Finance OSC</p> <p>To plan and co-ordinate the work of all the Overview & Scrutiny Committees. To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities concerning governance, finance and corporate services, human resources, transformation and efficiency, early intervention and prevention, risk, customer services, relationship with stakeholders and WMCA, support to Mayor, member development and use of data. This includes:</p> <ul style="list-style-type: none"> - Council Business Plan and Medium Term Financial Plan/Budget - structure and governance of the Council - support to the Lord Mayor and other holders of civic office - communications, internal and external stakeholder engagement - Council’s strategic approach to the use of financial resources and budget - efficiency and improvement of Council services - public policy development at local to international levels - representation of the Council on WMCA Board - Human Resources <p>An effective organisational development function for shaping the future workforce of the Council. Development of effective change/transformational programmes deployed corporately. Member development programmes Processes and procedures to support good staff performance development and equality objectives. Staffing structures at JNC level and personnel procedures that comply with good practice and natural justice.</p> <ul style="list-style-type: none"> - business change programmes 		<p>Number: 5</p> <p>Leader</p> <p>Deputy Leader</p>

<ul style="list-style-type: none"> - good governance on outside bodies, Council-owned companies and externalised services - risk management, internal audit - customer services - external scrutiny of the Council and Local Government Ombudsman - whistleblowing and complaints - emergency planning - legal services - relationships with stakeholders - levelling-up, devolution and WMCA - cost-of-living - open data - data protection, cyber security, digital inclusion - overall financial direction within the Financial Strategy developed by the Leader, including Best Value and appropriate financial, accounting and audit controls and procedures. - Business Charter for Social Responsibility - commercial opportunities available to the Council - Revenues and Benefits service - procurement management - contract management policy - management of all internal trading operations - commissioning approach that supports the Council’s wider social objectives - development and implementation of early intervention and prevention services - oversight of consultants This should with Leader, so reducing the number of Cabinet Member attending from 5 to 4 		<p>Cabinet Member for Digital, Culture, Heritage & Tourism</p> <p>Cabinet Member for Finance and Resources</p> <p>Cabinet Member for Social Justice, Community Safety</p>
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<p>These also functions include:</p> <ul style="list-style-type: none"> - giving such guidance to the Overview and Scrutiny Committees in any cases of uncertainty as to work which they should or should not be undertaking, as may be necessary to achieve such co-ordination, including the allocation of “call-in” to the appropriate Committee - determining, in any cases of uncertainty, the allocation of responsibility for specific tasks between the Overview and Scrutiny Committees - ensuring (by means, for example, of issuing appropriate guidance and/or instructions) that the Overview & Scrutiny Committees pay proper attention in their work to the consideration of key cross cutting issues, in particular equalities, transparency and improvement - overseeing the development and delivery of a balanced work programme of Scrutiny Committees using a range of scrutiny methodologies and reporting regularly to City Council - considering Overview & Scrutiny development, working practices and constitutional arrangements. 		<p>and Equalities</p>
<p>Economy, Skills and Culture OSC</p> <p>To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities concerning regeneration and infrastructure projects, Council assets, economic growth, employment, skills, arts, culture, heritage, tourism, refugees and migration. This includes:</p> <ul style="list-style-type: none"> - major physical regeneration and infrastructure projects in the city - promotion of the city and inward investment - oversight of Council-owned land and property strategy and facilities, assets, amenities and services including markets - economic growth and jobs - Partnership with Business Improvement Districts - major sporting events and events development - - skills expansion for key growth sectors along with lifelong learning for post-14 skills and lifelong learning - access to employment and delivery of local employment plans 		<p>Number: 4</p> <p>Leader</p> <p>Deputy Leader</p>

<ul style="list-style-type: none"> - youth engagement and youth services - development of 14-19 career pathways, enterprise and entrepreneurship in Birmingham schools. - youth offending <p>The Overview and Scrutiny Committee dealing with education matters shall include in its membership the following voting representatives:</p> <ul style="list-style-type: none"> - Church of England diocese representative (one) - Roman Catholic diocese representative (one) - Parent Governor representatives (two). 		<p>Cabinet Member for Social Justice, Community Safety and Equalities</p>
<p>Health and Adult Social Care OSC</p> <p>To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities concerning adult social care, public health and leisure services and the Council’s health scrutiny function. This includes:</p> <ul style="list-style-type: none"> - Development of Health & Well Being Board and relationship with NHS and private providers - social care services and safeguarding for adults - public health services - healthy communities through sport and leisure services - discharge of the relevant overview and scrutiny role set out in the National Health Service Act 2006 as amended by the Health and Social Care Act 2012 and the Health and Care Act 2022, including the appointment of Joint Overview and Scrutiny Committees with neighbouring authorities. The primary aim of health scrutiny is to act as a lever to improve the health of local communities and so that people can live healthy lives, by ensuring their needs are considered as an integral part of the commissioning, delivery and development of health services. 	<p>HOSC and Joint HOSC Statutory function.</p>	<p>Number: 1</p> <p>Cabinet Member Health & Social Care</p>

<p>Homes OSC</p> <p>To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities concerning housing supply, Council Housing management, private rented sector licencing and regulation, tenant engagement, Housing Option, temporary accommodation, homelessness and rough sleeping, This includes:</p> <ul style="list-style-type: none"> - supply of housing - collection of rent/recovery of rents from Council tenants/former tenants and overpayments of Housing Benefit from Council tenants - Council Housing management services, repairs and maintenance programmes - Best use of housing stock across all housing providers - neighbourhood management initiatives and the housing growth agenda (Birmingham Social Housing Partnership) - private rented sector, licencing and regulation - tenancy engagement in the management and development of social housing and Housing Liaison Boards - exempt accommodation - Housing Options for vulnerable adults, children, young people and offenders - temporary accommodation provision - homelessness and rough sleeping 		<p>Number: 3</p> <p>Leader</p> <p>Cabinet Member for Finance and Resources</p> <p>Cabinet Member for Housing and Homelessness</p>
<p>Neighbourhoods OSC</p> <p>To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities concerning localisation and local neighbourhood plans, library services, community safety, social cohesion and equalities, street scene and waste, recycling, parks and allotments. This includes:</p> <ul style="list-style-type: none"> - Local Development Plans, Neighbourhood Plans, Development Briefs, localisation 	<p>Statutory Function: CDRP / CSP Scrutiny</p>	<p>Number: 4</p> <p>Leader</p>

<ul style="list-style-type: none"> - Licensing policy and enforcement - Library of Birmingham and community library services - Commonwealth Games Legacy Framework - community safety, anti-social behaviour, fear of crime, support for victims of crime - relationships with Police & Crime Commissioner and West Midlands Police - CCTV and liaison with Police - Prevent - social cohesion and inclusion, equalities and working with third sector and partner agencies - tackling Inequality, neighbourhood advice and information services - equalities within the community - domestic violence - cemeteries and crematoria, mortuary, Register Office services and BCC policies that relate to its collaboration with the Coroners Court service - delivering improvement and change through the Street Scene Transformation Programme (including waste) - collection and removal of waste from residential and other properties within the city - pest control - street cleansing, litter prevention, fly tipping/placarding removal and enforcement, graffiti removal, scrap yard and motor salvage operator enforcement - a robust re-use and recycle strategy and ensuring delivery - parks and allotments - local events held in parks 		<p>Cabinet Member for Digital, Culture, Heritage and Tourism</p> <p>Cabinet Member for Social Justice, Community Safety and Equalities</p> <p>Cabinet Member for Environment</p>
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<p>This Committee shall be the Crime and Disorder Committee (Police and Justice Act 2006). Birmingham City Council Constitution Part B Roles, Functions and Rules of Procedure May 2022 B11 Overview and Scrutiny Committees.</p>		
<p>Sustainability and Transport OSC</p> <p>To fulfil the functions of an Overview and Scrutiny Committee as they relate to any policies, services and activities relating to sustainability, climate change and transport. This includes:</p> <ul style="list-style-type: none"> - providing oversight and assurance on council and city environmental sustainability, climate change, nature and net zero responsibilities and commitments, and supporting activities to accelerate delivery city-wide and national policy development to tackle the causes and consequences of climate change - road harm reduction - sustainable transportation policy and programmes, projects and initiatives - strategic highways matters - maintenance of roads and streets, traffic management and car parks and enforcing rights of way - cooperation with the WMCA and Mayor in relation to the key route network - an Air Quality Strategy for Birmingham - flood risk management 		<p>Number 2:</p> <p>Cabinet Member for Environment</p> <p>Cabinet Member for Transport</p>