

Open Report on behalf of Derek Ward, Director of Public Health

Report to:	Executive
Date:	05 June 2018
Subject:	Annual Report of the Director of Public Health on the health of the people of Lincolnshire 2017
Decision Reference:	I015798
Key decision?	No

Summary:

The Annual Report on the Health of the People of Lincolnshire from the Director of Public Health (DPH) is an independent statutory report to Lincolnshire health and care authorities. The report raises issues of importance to the health of the population of Lincolnshire.

Recommendation(s):

That the Executive receive the Annual Report on the Health of the People of Lincolnshire from the Interim Director of Public Health and consider the recommendations included in each chapter.

Alternatives Considered: None

Reasons for Recommendation:

This is a statutory annual report and the Executive is asked to note its recommendations.

1. Background

One of the statutory duties of each local authority director of public health is to produce an independent report on the state of the health of the people they serve on an annual basis.

The report is produced by the DPH and his team as a product which is independent of the local authority but the best of these reports is produced in close consultation with colleagues across the local health and care system.

The 2017 DPH Annual Report covers two topics that are high on the agenda for local organisations locally:

- A chapter on the case for investing in prevention in support of the Lincolnshire Health and Care System's need to shift investment into proven prevention interventions
- A chapter renewing the focus on the biological and environmental threats to people's health and the systems in place to track these hazards and protect Lincolnshire people from harm.

The report is commended to the Executive for consideration, debate and commissioning of any actions they would like to see taken forward.

This report will be published electronically, and connected to the Joint Strategic Needs Assessment evidence warehouse as well as being presented to a range of NHS and local government bodies for consideration.

Its recommendations to the system of health and care organisations are:

1. The Sustainability and Transformation Partnership should review its approach to planning and investing in those areas of preventative service where evidence of effect is irrefutable.

2. Legal Issues:

Equality Act 2010

Under section 149 of the Equality Act 2010, the Council must, in the exercise of its functions, have due regard to the need to:

- Eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act
- Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it
- Foster good relations between persons who share a relevant protected characteristic and persons who do not share it
- The relevant protected characteristics are age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; and sexual orientation

Having due regard to the need to advance equality of opportunity involves having due regard, in particular, to the need to:

- Remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic.
- Take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it.

- Encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities.

Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to tackle prejudice, and promote understanding.

Compliance with the duties in section 149 may involve treating some persons more favourably than others.

The duty cannot be delegated and must be discharged by the decision-maker. To discharge the statutory duty the decision-maker must analyse all the relevant material with the specific statutory obligations in mind. If a risk of adverse impact is identified consideration must be given to measures to avoid that impact as part of the decision making process.

The report actively seeks to explore and highlight inequalities in health status and make recommendations for how these could be addressed.

Joint Strategic Needs Analysis (JSNA and the Joint Health and Wellbeing Strategy (JHWS)

The Council must have regard to the Joint Strategic Needs Assessment (JSNA) and the Joint Health & Well Being Strategy (JHWS) in coming to a decision

This report is an independent professional view of the state of the health of the people of Lincolnshire by the Director of Public Health. It has, therefore, drawn from a wide range of evidence including, but not limited to, the JSNA.

Crime and Disorder

Under section 17 of the Crime and Disorder Act 1998, the Council must exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment), the misuse of drugs, alcohol and other substances in its area and re-offending in its area

Section 17 considerations were made as part of the research and development of this report, though no specific impacts were identified.

3. Conclusion

The statutory Annual Report of the Director of Public Health on the Health of the People of Lincolnshire has now been prepared and the Executive is asked to receive and note the recommendations included in each chapter.

4. Legal Comments:

Under section 73B of the National Health Service Act 2006, the Director of Public Health must prepare a report on the health of the people of the area and the Council must publish that report.

5.Resource Comments:

In 2017/18 Lincolnshire County Council's Public Health Grant allocation was £33.524m. The purpose of the grant is to provide the Council with the funding required to discharge its statutory public health duties and meet the public health needs of the local populations as per the conditions of the grant which are described in Local Authority Circular LAC(DH)(2016)3.

6. Consultation

a) Has Local Member Been Consulted?

n/a

b) Has Executive Councillor Been Consulted?

n/a

c) Scrutiny Comments

The report will be considered by the Adults and Community Wellbeing Scrutiny Committee at its meeting on 30 May 2018 and the Health Scrutiny Committee for Lincolnshire on 13 June 2018.

d) Have Risks and Impact Analysis been carried out?

n/a

e) Risks and Impact Analysis

n/a

7. Appendices

These are listed below and attached at the back of the report	
Appendix A	Annual Report of the Director of Public Health on the Health of the People of Lincolnshire 2017

8. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Tony McGinty, who can be contacted on 01522 554229 or tony.mcginty@lincolnshire.gov.uk .

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