

## HEALTH AND WELLBEING BOARD



<b>TO:</b>	Health and Wellbeing Board
<b>FROM:</b>	Chair of the Local Safeguarding Children Board (LSCB) and Chair of the Children's Partnership Board (CPB)
<b>DATE:</b>	08.12.2014

**SUBJECT:** Memorandum of Understanding (MoU): Safeguarding Partnerships

### 1. PURPOSE

The advise the Health & Wellbeing Board that the MoU outlines the key links and relationships between statutory partnership arrangements in relation to safeguarding children and adults

### 2. RECOMMENDATIONS FOR THE HEALTH & WELLBEING BOARD

To note the MoU and provide any comments to improve the provisions within the document.

### 3. BACKGROUND

Since 2009, the LSCB and the Children's Trust Board (predecessor of the CPB) have had a Partnership Agreement in place to ensure their partnership commitments in respective statutory guidance are outlined in a formal local document.

### 4. RATIONALE

The MoU updates the Partnership Agreement with the new CPB and extends the arrangements with the Health & Wellbeing Board, the Community Safety Partnership and the Local Safeguarding Adult Board.

### 5. KEY ISSUES

Covered in sections 3 and 4

### 6. POLICY IMPLICATIONS

There are no additional implications other than those already contained within statutory guidance and reflected within the MoU.

**7. FINANCIAL IMPLICATIONS**

N/A

**8. LEGAL IMPLICATIONS**

N/A

**9. RESOURCE IMPLICATIONS**

N/A

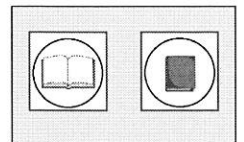
**10. EQUALITY AND HEALTH IMPLICATIONS**

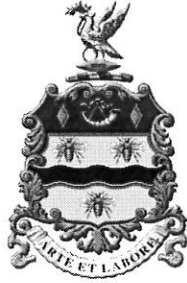
N/A

**11. CONSULTATIONS**

In addition to the H&WB Board, the following partnerships will also be consulted to seek agreement for the MOU:

- Children's Partnership Board
- Local Safeguarding Children Board
- Local Safeguarding Adult Board
- Community Safety Partnership

**VERSION:****CONTACT OFFICER:** Paul Lee, Head of Safeguarding**DATE:** 08.10.2014**BACKGROUND PAPER:** Appendix 1



**Blackburn with Darwen**  
**Memorandum of Understanding:**  
**Safeguarding Partnerships**

DRAFT

## **Introduction**

This document sets out the key responsibilities and accountabilities for the local authority partnerships in Blackburn with Darwen relating to the safeguarding of children and adults, namely:

- Health and Well-being Board (HWBB)
- Children's Partnership Board (CPB)
- Local Safeguarding Children Board (LSCB)
- Local Safeguarding Adults Board (LSAB)
- Community Safety Partnership (CSP)

## **Health and Wellbeing Board (HWBB)**

The HWBB is a statutory body established by S.194 of the Health and Social Care Act 2012.

The Board's functions are set out in S.195 (duty to encourage integrated working) and S.196 (duty to undertake a joint strategic needs assessment of health and social care needs, and prepare a joint health and wellbeing strategy).

The legislation is underpinned by Department of Health Statutory Guidance issued in March 2013 on the preparation of joint strategic needs assessments (JSNA) and joint health and wellbeing strategies. In Blackburn with Darwen, the JSNA is known as the Integrated Strategic Needs Assessment (ISNA).

The HWBB is chaired by the Deputy Leader of the Council and has agency representation from health, Healthwatch, Children's Services, Third Sector/Community Sector, Adult Social Care and the Clinical Commissioning Group (CCG).

- The HWBB is responsible for producing the ISNA and the HWB Strategy, which will identify and set the commissioning priorities for our vulnerable population.
- The Annual Reports and Business Plans from both safeguarding boards will be presented to the HWBB each year.
- The HWBB will involve the Safeguarding Boards in its priority setting and implementation activities so that the Boards can fulfil their functions of communicating, raising awareness, monitoring effectiveness and planning of services to safeguard and promote the welfare of children and vulnerable (at risk) adults.

### **Children's Partnership Board (CPB)**

Blackburn with Darwen's Children, Young People and Families Trust Board transformed into the Children's Partnership Board in 2013, in response to statutory changes around Children's Trusts and Health & Wellbeing Boards.

The Children's Partnership Board takes the lead in having overall strategic responsibility for improving outcomes for all children, young people and their families in Blackburn with Darwen. The CPB leads on Programme Area 1 of the Health & Wellbeing Strategy: Best Start for Children and Young People.

The Board is chaired by the Director of Children's Services and includes representation from health (including Public Health), Education, Adults Services, the Third Sector and the Police. The Executive Member for Children's Services and the Chair of the LSCB are members.

- The CPB sets out the strategic priorities for children and young people in the borough, based on the Health & Wellbeing Strategy.
- The CPB's priorities will be influenced by the priorities set by the LSCB, the ISNA and other relevant needs assessments.
- The LSCB Annual Report and Business Plan will be scrutinised and challenged by the CPB.

### **Safeguarding Boards – LSCB and LSAB**

The key accountability and responsibility for safeguarding lies with the two Safeguarding Boards (LSCB and LSAB);

- LSCB in relation to children and young people up to their 18<sup>th</sup> birthday
- LSAB in relation to safeguarding adults 18 years and over

However, the other bodies referenced in this document all have significant roles in safeguarding.

### **Local Safeguarding Children Board (LSCB)**

The LSCB is a statutory body established by Section 13 of the Children Act 2004.

Section 14 sets out the objectives of the Board which are to:

- Co-ordinate what is done by each person or body represented on the Board for the purposes of safeguarding and promoting the welfare of children in the area; and

- To ensure the effectiveness of what is done by each such person or body for those purposes

Regulation 5 the Local Safeguarding Children Board Regulations 2006 sets out the functions of the Board.

Chapter 3 of Working Together 2013 is the relevant statutory guidance.

The LSCB has an Independent Chair who sits on the CPB. The Chair of the CPB sits on the LSCB.

### **Local Safeguarding Adults Board (LSAB)**

Section 43 of the 2014 Care Act will make LSABs statutory from 1<sup>st</sup> April, 2015. The Board's role is to ensure that:

- there are appropriate procedures in place in respect of adult safeguarding
- multi-agency safeguarding training is available to all relevant staff
- the key strategic priorities for safeguarding adults at risk are agreed and form the basis of ongoing work
- where necessary, serious case reviews and learning reviews will be convened to identify key learning

On enactment of the Care Act, the objectives of the LSAB will be to help and protect vulnerable adults by co-ordinating and ensuring the effectiveness of each member agency. Regulations and statutory guidance to underpin the primary legislation will be issued.

Chapter 14 of the Care and Support Statutory Guidance 2014 is the relevant statutory guidance.

The LSAB has an Independent Chair.

### **Community Safety Partnership (CSP)**

- This partnership combines the work of the Domestic Violence Strategic Partnership and the Criminal Justice Board.
- The CSP is responsible for producing the Community Safety Strategy which is based on the findings of the CSP Strategic Assessment.
- The key accountability and responsibility for domestic abuse rests with this group, and takes account of the impact on children living with domestic abuse.

## Formal links

In order to ensure formal links, there are members of each Board that sit on the other Boards. These dual roles ensure that children and young people and vulnerable (at risk) adults are at the forefront of decision making across all of these Boards. These members are:

**HWBB** - The Executive Members for Children's Services and Adult Services sit on the HWBB and represent their own roles as Executive Member and also their roles as participant observers on the respective Safeguarding Boards. Additionally, the Director of Children's Services and the Director of Adult Services also attend the HWBB. The Chairs of the Safeguarding Boards will attend the HWBB on an annual basis to present the annual reports.

**CPB** - The Chair of the LSCB attends and represents the LSCB on the CPB. The Chair of the CPB is a member of both the HWBB and LSCB.

**LSCB** - The Chair of the CPB attends the LSCB. The CSP Manager is invited to attend the LSCB to update on progress.

**LSAB** – The Director of Children's Services attend the LSAB. The Director of Adult Services attends the HWBB. The CSP Manager is invited to attend the LSAB to update on progress.

**CSP** - The Head of Safeguarding attends the CSP on behalf of Children's Services, Adult Services and the two Safeguarding Boards.

There are standing agenda items on all Boards to ensure key messages are shared.

## Additional responsibilities for safeguarding vulnerable people

- The two Safeguarding Boards are independent of each other but take a whole family approach to setting their priorities and reporting performance.
- The Chair of the LSCB will attend the Council's Overview and Scrutiny Committee on request and will present the Annual Report of the LSCB. The role of the Committee is to provide scrutiny and challenge.
- The Council's Chief Executive is responsible for the appointment and performance of the Independent Chair of the LSCB as laid out in Working Together 2013, and the appointment and performance of the Independent Chair of the LSAB as laid out in Care and Support Statutory Guidance 2014.
- Each Safeguarding Board Chair will meet with the Chief Executive and the respective Director on a quarterly basis.