

Report to: Health & Well Being Board
Date: 3rd December 2013
Report for: Decision
Report of: Corporate Director, Children Families and Wellbeing

Report Title

Memorandum of Understanding Between Trafford Children's Trust Board, Trafford Health and Wellbeing Board, and Trafford Local Safeguarding Children Board

Summary

This document sets out the expectations of the relationship and working arrangements between Trafford Children's Trust Board (CT), Trafford Health and Wellbeing Board (HWB), and Trafford Local Safeguarding Children Board (TSCB). It covers their respective roles and functions, arrangements for challenge, oversight and scrutiny, and performance management.

The chair of the CT, the chair of the HWB, the chair of the TSCB, and the Director for Children's and Family Services have formally agreed to the arrangements set out in this document.

The arrangements will be subject to review in 3 years (from the date of initial agreement) unless there is significant change in the central advice about these boards or any of the boards feel the arrangements are not working satisfactorily.

Recommendations

1. That the Health and Wellbeing Board agree the memorandum of understanding

Contact person for access to background papers and further information:

Name: Imran Khan
X1361

Memorandum of Understanding between Trafford Children's Trust Board, Trafford Health and Wellbeing Board and Trafford Local Safeguarding Board

Introduction

- 1.1 This document sets out the expectations of the relationship and working arrangements between Trafford Children's Trust Board (CT), Trafford Health and Wellbeing Board (HWB), and Trafford Local Safeguarding Children Board (TSCB). It covers their respective roles and functions, arrangements for challenge, oversight and scrutiny, and performance management.
- 1.2 The chair of the CT, the chair of the HWB, the chair of the TSCB, and the Director for Children's and Family Services have formally agreed to the arrangements set out in this document.
- 1.3 The arrangements will be subject to review in 3 years (from the date of initial agreement) unless there is significant change in the central advice about these boards or any of the boards feel the arrangements are not working satisfactorily.

Background

- 2.1 *Section 11 of the Children Act 2004* requires each local authority to make arrangements to promote cooperation between the authority and each of the authority's relevant partners with a view to improving the wellbeing of children, which includes protection from harm and neglect alongside other outcomes.
- 2.2 This requirement was further defined by *Statutory guidance on inter-agency co-operation to improve the wellbeing of children: children's trusts (2005)* and *Children's Trusts: statutory guidance to improve the well-being of children, young people and their families (2008)*
- 2.3 From October 2010 the Department of Education withdrew the statutory guidance Children's Trusts but the requirement for local authorities and partners to have a Children's Trust Board and the wider duty to co-operate to improve children's wellbeing, as set out in section 10 of the Children Act 2004 remains.
- 2.4 *The Health and Social Care Act 2012* required all local authorities and partners to have a local Health and Wellbeing Board to identify health and wellbeing priorities and drive forward and coordinate action to improve the health and address health inequalities for adults and children.
- 2.5 *Section 13 of the Children Act 2004* required each local authority to establish a Local Safeguarding Children Board (LSCB) for their area and specifies the organisations and individuals (other than the local authority) that should be represented on LSCBs.
- 2.6 Though the roles of CT, TSCB and HWB are distinct they all have an impact on Safeguarding Children and Young People, effective Safeguarding depends on close co-operation between the three boards. Indeed the withdrawal of statutory guidance on Children's Trusts was to provide local authorities with the flexibility to ensure their CT fits with local HWB to suit their local context (*More freedom and flexibility- a new approach to Children's Trust Boards, DfE Feb 2012*). To utilise this new freedom to improve the Safeguarding of

Children and Young People in Trafford it is essential the roles and interrelationships of the CT, HWB and LSCB are clearly agreed.

Role of Local Safeguarding Children Boards

- 3.1 *Section 14 of the Children Act 2004* sets out the objectives of LSCBs, which are:
- (a) To co-ordinate what is done by each person or body represented on the Board for purposes of safeguarding and promoting the welfare of children in the area; and
 - (b) To ensure the effectiveness of what is done by each such person or body for those purposes.
- 3.2 The roles of LSCBs are further set out in *Local Safeguarding Children Boards Regulations 2006* and *Working Together to Safeguard Children 2013*.

Role of Children's Trust Board

- 4.1 Developing and promulgating a child and family-centred, outcome-led vision for all children and young people via the CYPP, clearly informed by their views and those of their parents and the Joint Strategic Needs Assessment;
- 4.2 Putting in place robust arrangements for inter-agency governance;
- 4.3 Developing integrated strategy: joint planning and commissioning; pooled and aligned budgets; and the Children and Young People's Plan;
- 4.4 supporting this via integrated processes: effective joint working sustained by a shared language and shared processes; and
- 4.5 Developing and promoting integrated front line delivery organised around the child, young person or family rather than professional or institutional boundaries.

Inter-relationship between Children's Trust and TSCB

- 5.1 TSCB Chair is member of CT.
- 5.2 Report and minutes of all TSCB Meetings are presented to CT.
- 5.3 TSCB Annual Report is presented to CT.
- 5.4 TSCB contributes to CT's objectives
- 5.5 CT consults with TSCB on the Children and Young People's Plan and TSCB Business Plan is aligned with CYPP
- 5.6 CT provides TSCB with an annual review of progress on Children and Young People's Plan objectives.

Role of Health and Wellbeing Boards

6.1 Health and Wellbeing boards have the following functions:

- Strategic influence over commissioning decisions across health, public health and social care.
- Boards will strengthen democratic legitimacy by involving democratically elected representatives and patient representatives in commissioning decisions alongside commissioners across health and social care. The boards will also provide a forum for challenge, discussion, and the involvement of local people.
- Boards will bring together clinical commissioning groups and councils to develop a shared understanding of the health and wellbeing needs of the community. They will undertake the Joint Strategic Needs Assessment (JSNA) and develop a joint strategy for how these needs can be best addressed. This will include recommendations for joint commissioning and integrating services across health and care.
- Through undertaking the JSNA, the board will drive local commissioning of health care, social care and public health and create a more effective and responsive local health and care system. Other services that impact on health and wellbeing such as housing and education provision will also be addressed.

6.2 The HWB has the following roles in Safeguarding Children and Young People:

- It recognises safeguarding and child protection as a cross-cutting theme
- It ensures safeguarding is included in:
 - Needs analysis
 - Health and Wellbeing Strategy
 - Commissioning at both strategic and operational levels
 - Safeguarding is included in the Public Health agenda
 - Safeguarding is embedded in integrated service arrangements

Inter-relationship between the Health and Well Being Board and TSCB

7.1 TSCB should provide for HWB:

- An analysis of safeguarding in Trafford as a feed into the JSNA
- Evaluation of Health and Wellbeing Strategy on safeguarding
- Highlight issues to be addressed in subsequent Health and Wellbeing strategy

7.2 TSCB and HWB should work together to agree:

- To understand and evaluate the effectiveness of service outcomes, including where services need to be improved, re-shaped or developed.

- Integrate work around the LSCB Business Plan and the Joint Health and Wellbeing strategy with cross-Board communication and engagement in priority setting
- Co-ordinate the approach to performance management and evaluation of success in securing outcomes
- Arrangements for cross-Board scrutiny and challenge are:
 - TSCB is represented on the HWB by the Director of Children's Services
 - Director of Children's Services as TSCB representative on TSCB will ensure that Safeguarding Children issues are addressed in all HWB Business
 - HWB Action Plan will be reviewed by TSCB
 - HWB will ensure TSCB has opportunity to input into JNSA
 - HWB will present an annual progress report to TSCB
 - TSCB Annual report will be presented to HWB
 - There will be a standing invitation to TSCB to raise any Safeguarding concern with the HWB