

Lancashire County Council

Children's Services Scrutiny Committee

Wednesday, 4th July, 2018 at 2.00 pm in Cabinet Room 'C' - The Duke of Lancaster Room, County Hall, Preston

Agenda

Part I (Open to Press and Public)

No.	Item
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1.	Apologies
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2.	Constitution: Membership; Chair and Deputy Chair; and Terms of Reference	(Pages 1 - 8)
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3.	Disclosure of Pecuniary and Non-Pecuniary Interests
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Members are asked to consider any Pecuniary and Non-Pecuniary Interests they may have to disclose to the meeting in relation to matters under consideration on the Agenda.

4.	Minutes from the meeting held on 22 May 2018	(Pages 9 - 12)
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5.	Contact - for Families with Disabled Children	(Pages 13 - 14)
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6.	SEND Partnership Team - Engagement	(Pages 15 - 18)
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7.	Urgent Business
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An item of urgent business may only be considered under this heading where, by reason of special circumstances to be recorded in the Minutes, the Chair of the meeting is of the opinion that the item should be considered at the meeting as a matter of urgency. Wherever possible, the Chief Executive should be given advance warning of any Member's intention to raise a matter under this heading.

8.	Date of the Next Meeting
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Next meeting of the Children's Services Scrutiny Committee is Wednesday 10 October 2018 at 2pm, Cabinet Room C, County Hall, Preston

L Sales
Director of Corporate Services

County Hall
Preston

Children's Services Scrutiny Committee

Meeting to be held on Wednesday, 4 July 2018

Electoral Division affected:
(All Divisions);

Constitution: Membership; Chair and Deputy Chair; and Terms of Reference (Appendix 'A' refers)

Contact for further information:

Samantha Parker, Tel: 01772538221, Legal and Democratic Services,
sam.parker@lancashire.gov.uk

Executive Summary

This report sets out the constitution, membership, chair and deputy chair and terms of reference of the Children's Services Scrutiny Committee for the municipal year 2018/19.

Recommendation

The Committee is asked to note:

- i. The appointment of County Councillors Andrea Kay and Nikki Hennessy as Chair and Deputy Chair of the Committee for the remainder of the 2018/19 municipal year; and
- ii. The new membership of the committee following the county council's Annual Meeting on 24 May 2018; and
- iii. The terms of reference of the committee.

Background and Advice

The Full Council, at its meeting on 24 May 2018, agreed that the Children's Services Scrutiny Committee shall comprise 12 County Councillors (on the basis of 7 Conservative, 4 Labour and 1 Independent) and 5 non-voting co-opted members.

The membership of the committee, as confirmed by the Political Group Secretaries and the Children's Partnership Boards is as follows:

County Councillors (12):

I Brown	N Hennessy
A Cheetham	A Kay
J Cooney	S Malik
J Mein	J Rear
A Gardiner	D Smith
P Greenall	M Tomlinson

Non-Voting Co-Opted Members (5)

Children's Partnership Board – Hyndburn, Ribble Valley, Rossendale – Cllr Stella Brunskill

Children's Partnership Board – Burnley, Pendle – Cllr John Harbour

Children's Partnership Board – Fylde, Wyre, Lancashire North – Cllr Gail Goodman

Children's Partnership Board – Chorley, South Ribble, West Lancs – Cllr Zara Khan

Children's Partnership Board – Preston – TBC*

(*indicates that at the time the agenda was published, a nominee was yet to be confirmed by the Children's Partnership Board, Preston)

In addition, the Committee will continue to include a representative nominated by the Youth Council with full voting rights.

The Full Council also appointed County Councillors Andrea Kay and Nikki Hennessy as Chair and Deputy Chair of the Committee for the remainder of the 2018/19 municipal year.

The terms of reference for the committee are attached at Appendix 'A'.

Consultations

NA

Implications:

This item has the following implications, as indicated:

Risk management

There are no risk management implications associated with this report.

Local Government (Access to Information) Act 1985

List of Background Papers

Paper	Date	Contact/Tel
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NA

Reason for inclusion in Part II, if appropriate

NA

Part 2 – Article 5 (Overview and Scrutiny)

The council has established the following Overview and Scrutiny Committees:

Committee	Responsibility	Membership
Internal Scrutiny Committee	Review and Scrutinise decisions, actions and work of the Council	12 County Councillors
Health Scrutiny Committee	Statutory responsibility for scrutiny of adult and universal health services	12 County Councillors, plus 12 non-voting co-opted members, nominated by the 12 district councils
Children's Services Scrutiny Committee	Review and scrutinise children and young people's services including the statutory powers of a scrutiny committee as they relate to the NHS.	12 County Councillors, one non-voting co-opted youth council representative, and five non-voting district council members with one member being nominated by each Children's Partnership Board
Education Scrutiny Committee	Review and scrutinise issues around education services provided by the council including those education functions of a Children's Services authority.	16 County Councillors and 5 co-optees, (comprising three Church representatives and two parent governor representatives) who shall have voting rights in relation to any education functions which are the responsibility of the Executive
External Scrutiny Committee	Review and scrutinise issues, services and activities carried out by external organisations	12 County Councillors

All Overview and Scrutiny Committees have the following Terms of Reference:

1. To review decisions made, or other action taken, in connection with the discharge of any functions which are undertaken by the Cabinet collectively, or in the case of urgent decisions which cannot await a Cabinet meeting by the Leader of the Council (or in his/her absence

**(Approved and last updated under the Council's Urgent Business Procedure on behalf of the Urgency Committee, 20 June 2017
Owner – Chris Mather)**

the Deputy Leader) and the relevant Cabinet Member, or Cabinet committees.

2. To make reports or recommendations to the Full Council, the Cabinet, the Leader, Deputy Leader or other Cabinet Members as necessary or Cabinet committees with respect to the discharge of any functions which are undertaken by them or in respect of any functions which are not the responsibility of the Cabinet.
3. To hold general policy reviews and to assist in the development of future policies and strategies (whether requested by the Full Council or the Cabinet, individual Cabinet members, Cabinet committees, or decided by the Committee itself) and, after consulting with any appropriate interested parties, to make recommendations to the Cabinet, individual Cabinet members, Cabinet committees, Full Council or external organisations as appropriate.
4. To consider any matter brought to it following a request by a County Councillor or a Co-optee of the Committee who wishes the issue to be considered.
5. To consider requests for "Call In" in accordance with the Procedural Standing Orders – Overview and Scrutiny Rules at Appendix C – Appendix 3 of the Constitution
6. To request a report by the Cabinet to Full Council where a decision which was not treated as being a key decision has been made and the Overview and Scrutiny Committee is of the opinion that the decision should have been treated as a key decision
7. To request the Internal Scrutiny Committee to establish task groups and other working groups and panels as necessary.
8. To request that the Internal Scrutiny Committee establish as necessary joint working arrangements with district councils and other neighbouring authorities
9. To invite to any meeting of the Committee and permit to participate in discussion and debate, but not to vote, any person not a County Councillor whom the Committee considers would assist it in carrying out its functions.
10. To require any Councillor, an Executive Director or a senior officer nominated by him/her to attend any meeting of the Committee to answer questions and discuss issues.

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Procedure on behalf of the Urgency Committee, 20 June 2017
Owner – Chris Mather)**

Internal Scrutiny Committee

1. To review and scrutinise all services provided by the authority, unless specifically covered by the Terms of Reference of another Overview and Scrutiny Committee.
2. To consider matters relating to the general effectiveness and development of Overview and Scrutiny in the authority including training for county councillors and co-optees.
3. To consider requests from the other Overview and Scrutiny Committees on the establishment of task groups, and to establish, task groups, and other working groups and panels as necessary, as well as joint working arrangements with District councils and other neighbouring authorities including joint committees to exercise the statutory function of joint health scrutiny committees under the NHS Act 2006.
4. To determine which Overview and Scrutiny Committee considers a particular matter where this is not clear.
5. To establish arrangements for the scrutiny of member development, and receive reports from the Member Development Working Group.
6. To recommend the Full Council to co-opt on to a Committee persons with appropriate expertise, without voting rights

Children's Services Scrutiny Committee

1. To scrutinise matters relating to services for Children and Young People delivered by the authority and other relevant partners.

The following provisions relating to scrutiny of health and social care relate to services for children and young people:

2. To review and scrutinise any matter relating to the planning, provision and operation of the health service in the area and make reports and recommendations to NHS bodies as appropriate,
3. In reviewing any matter relating to the planning, provision and operation of the health service in the area, to invite interested parties to comment on the matter and take account of relevant information available, particularly that provided by the Local Healthwatch
4. The review and scrutinise any local services planned or provided by other agencies which contribute towards the health improvement and

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the reduction of health inequalities in Lancashire and to make recommendations to those agencies, as appropriate

5. In the case of contested NHS proposals for substantial service changes, to take steps to reach agreement with the NHS body
6. In the case of contested NHS proposals for substantial service changes where agreement cannot be reached with the NHS, to refer the matter to the relevant Secretary of State.
7. To refer to the relevant Secretary of State any NHS proposal which the Committee feels has been the subject of inadequate consultation.
8. To scrutinise the social care services provided or commissioned by NHS bodies exercising local authority functions under Section 31 of the Health Act 1999.
9. To draw up a forward programme of health scrutiny in consultation with other local authorities, NHS partners, the Local Healthwatch and other key stakeholders.
10. To acknowledge within 20 working days to referrals on relevant matters from the Local Healthwatch or Local Healthwatch contractor, and to keep the referrer informed of any action taken in relation to the matter
11. To require the Chief Executives of local NHS bodies to attend before the Committee to answer questions, and to invite the chairs and non-executive directors of local NHS bodies to appear before the Committee to give evidence.
12. To invite any officer of any NHS body to attend before the Committee to answer questions or give evidence.

Education Scrutiny Committee

1. To scrutinise matters relating to education delivered by the authority and other relevant partners.
2. To fulfil all the statutory functions of an Overview and Scrutiny Committee as they relate to education functions of a Children's Services Authority.

**(Approved and last updated under the Council's Urgent Business Procedure on behalf of the Urgency Committee, 20 June 2017
Owner – Chris Mather)**

Health Scrutiny Committee

1. To scrutinise matters relating to health and adult social care delivered by the authority, the National Health Service and other relevant partners.
2. In reviewing any matter relating to the planning, provision and operation of the health service in the area, to invite interested parties to comment on the matter and take account of relevant information available, particularly that provided by the Local Healthwatch
3. In the case of contested NHS proposals for substantial service changes, to take steps to reach agreement with the NHS body
4. In the case of contested NHS proposals for substantial service changes where agreement cannot be reached with the NHS, to refer the matter to the relevant Secretary of State.
5. To refer to the relevant Secretary of State any NHS proposal which the Committee feels has been the subject of inadequate consultation.
6. To scrutinise the social care services provided or commissioned by NHS bodies exercising local authority functions under the Health and Social Care Act 2012.
7. To request that the Internal Scrutiny Committee establish as necessary joint working arrangements with district councils and other neighbouring authorities.
8. To draw up a forward programme of health scrutiny in consultation with other local authorities, NHS partners, the Local Healthwatch and other key stakeholders.
9. To acknowledge within 20 working days to referrals on relevant matters from the Local Healthwatch or Local Healthwatch contractor, and to keep the referrer informed of any action taken in relation to the matter.
10. To require the Chief Executives of local NHS bodies to attend before the Committee to answer questions, and to invite the chairs and non-executive directors of local NHS bodies to appear before the Committee to give evidence.
11. To invite any officer of any NHS body to attend before the Committee to answer questions or give evidence.
12. To recommend the Full Council to co-opt on to the Committee persons with appropriate expertise in relevant health matters, without voting rights.

**(Approved and last updated under the Council's Urgent Business Procedure on behalf of the Urgency Committee, 20 June 2017
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13. To establish and make arrangements for a Health Steering Group the main purpose of which to be to manage the workload of the full Committee more effectively in the light of the increasing number of changes to health services.

External Scrutiny Committee

1. To review and scrutinise issues, services or activities carried out by external organisations including public bodies, the voluntary and private sectors, partnerships and traded services which affect Lancashire or its inhabitants, and to make recommendations to the Full Council, Cabinet, Cabinet Members, Cabinet committees or external organisations as appropriate.
2. To review and scrutinise the operation of the Crime and Disorder Reduction Partnership in Lancashire in accordance with the Police and Justice Act 2006 and make reports and recommendations to the responsible bodies as appropriate
3. In connection with 2. above, to require an officer or employee of any of the responsible bodies to attend before the Committee to answer questions
4. To co-opt additional members in accordance with the Police and Justice Act 2006 if required, and to determine whether those co-opted members should be voting or non-voting
5. To review and scrutinise the exercise by risk management authorities of flood risk management functions or coastal erosion risk management functions which may affect the local authority's area

Lancashire County Council

Children's Services Scrutiny Committee

Minutes of the Meeting held on Tuesday, 22nd May, 2018 at 2.00 pm in Cabinet Room 'C' - The Duke of Lancaster Room, County Hall, Preston

Present:

County Councillor Andrea Kay (Chair)

County Councillors

N Hennessy	D Howarth
I Brown	H Khan
J Cooney	J Rear
B Dawson	D T Smith
A Gardiner	M Tomlinson

Co-opted members

Councillor Stella Brunskill, Children's Partnership
Board - Hyndburn, Ribble Valley, Rossendale

County Councillor Bernard Dawson replaced County Councillor Loraine Cox for this meeting.

1. Apologies

There were no apologies

2. Disclosure of Pecuniary and Non-Pecuniary Interests

There were no declarations of interest.

3. Minutes from the meeting held on 11 April 2018

Resolved: That the minutes from the meeting held on the 11 April 2018 be confirmed as an accurate record and signed by the Chair.

4. Report on Domestic Abuse relating to Children and Young People

The Chair welcomed Sally Allen, Interim Deputy Director of Children's Services; Tracy Poole-Nandy, Head of Service, Children's Social Care – Central; Rose Howley – County Manager MASH; Lesley Morville – Locality Manager, Children and Family Wellbeing Service; D.I. Allen Davies – Lancashire Constabulary; Debbie Thompson – Public Health Specialist – Safe and Healthy Travel and Partnerships; and County Councillor Phillippa Williamson, Lead Member for Young People to the meeting.

The report presented provided an overview of the impact and prevalence of domestic abuse on children and families and the role of the county council and partner agencies in providing support and safeguarding children.

The committee was informed that the police were committed to embarking on a review of all domestic abuse processes and were moving towards focusing on the prevention and reduction of domestic abuse. It was confirmed that a review of their whole approach was being undertaken to ensure processes were efficient. And in the longer term, it was reported that there would be a full, comprehensive review of every aspect of domestic abuse.

An update was then provided to members on the Domestic Abuse Cabinet Working Group. It was highlighted that the group have identified a need for a holistic view of how the work was being delivered across the services and in particular from the perspective of preventing, protecting and promoting recovery from domestic abuse using a case study approach. It was anticipated that a report would be taken to Cabinet in autumn 2018.

Members were informed that workforce development was a priority and to have the skills in place to identify domestic abuse. The needs of the child had to be looked at holistically. Workforce development was also being looked at across the Multi Agency Partnership.

The committee requested that consideration should be given for signposting in every high school in Lancashire for children affected by domestic abuse, containing points of contact for them to get the right support.

Resolved: That;

- i. The report be noted.
- ii. Signposting be included in high schools in accessible areas for young people with details where they can contact the right services – to be identified through the task group and service.
- iii. Further consideration be given to the use of media to raise awareness (through the Domestic Abuse Board and the police).
- iv. A Bite Size Briefing be organised for members on the Domestic Abuse Perpetrator Programme.

5. Lancashire's Response to the National Troubled Families Programme

The Chair welcomed Debbie Duffell, Head of Children and Families, and, Dr Sakthi Karunanithi, Director for Public Health and Wellbeing to the meeting.

The report presented outlined the details of progress achieved to date with the national programme and identified the challenges still to be addressed in the final two years of programme activity to enable vulnerable residents in Lancashire to

fully benefit from the programme's requirements and for the council to achieve its projected financials linked to significant and sustained progress.

Members were informed that because the Children and Family Wellbeing Service was not a statutory service there were families who disengaged from the programme. However, it was highlighted that the key element was to make sure the children, young people and families were safe and the risk elements were considered, and assessment systems were in place to support this.

In terms of the high number of vacancies in front line staffing, members were advised that this was particularly challenging in terms of the service's capacity to be able to respond at the early help level. However the service was confident that these vacancies would be filled over the next few weeks. In addition, the service was working closely with colleagues in Children's Social Care to make sure the families that were being worked with had the right level of help at the right time.

Resolved: That;

- i. The report be noted.
- ii. A briefing note be provided to members on data systems and recruitment updates.

6. Lancashire Children's Services Self-Assessment

The Chair welcomed Sally Allen, Interim Deputy Director of Children's Services; and Barbara Bath, Head of Service Adoption, Fostering and Residential YOT, to the table.

The report presented provided a summary of the overarching findings of Lancashire's Children's Services self-assessment, prepared for the forthcoming Ofsted inspection.

The inspection had taken place in September 2015 and the findings and report had been published in November 2015. Since then it had been a two and a half year improvement journey. There had been an investment to strengthen capacity within children's services. Children's Services had worked closely with Ofsted and there had been quarterly monitoring visits from Ofsted. The Improvement Board had scrutinised the progress of Children's Services. The Children's Services Scrutiny Committee had also played an important role in terms of scrutiny and challenge. The service felt it had made significant progress but acknowledged that further work was required.

It was noted that Lancashire had a considerable amount of independent provision in terms of fostering and residential establishments. It was highlighted to members that careful consideration was given by the service where children looked after were placed outside of Lancashire. Members requested that Children's Services look at how the number of children looked after placed outside of Lancashire could be reduced.

Resolved: That;

- i. The report be noted.
- ii. A briefing note be provided to members on the breakdown on Children Looked After outside of Lancashire.

7. Work Plan 2017/18

The work plan for the Children's Services Scrutiny Committee for the 2017/18 municipal year was presented. The topics included were identified at the work planning workshop held on 21 June 2017.

A request for an item on Contact be added to the Work Plan. Members were informed of a work planning session for both Children's Services Scrutiny Committee and Education Scrutiny Committee on 26th June.

Resolved: The report presented be noted.

8. Urgent Business

There were no items of Urgent Business.

9. Date of the Next Meeting

The next meeting of the Children's Services Scrutiny Committee will take place on Wednesday 4 July at 2:00pm in Cabinet Room C (The Duke of Lancaster Room) at the County Hall, Preston.

L Sales
Director of Corporate Services

County Hall
Preston

Children's Services Scrutiny Committee

Meeting to be held on Wednesday, 4 July 2018

Electoral Division affected: All

Contact – for Families with Disabled Children

Contact for further information:

Samantha Parker, Legal and Democratic Services, sam.parker@lancashire.gov.uk

Executive Summary

This report provides a brief overview of Contact, a charity for families with disabled children which offers support, news and resources for parent carer forums.

Recommendation

The Children's Services Scrutiny Committee is requested to note and comment on the information provided.

Background and Advice

[Contact](#) is a charity for families with disabled children which offers support, news and resources for parent carer forums.

The Lancashire Parent Carer Forum is currently being developed. Contact are working with parents and carers in Lancashire to re-engage with the Parent Carer Forum.

A verbal update will be provided to members on the progress and challenges in the development of the Lancashire Parent Carer Forum.

Consultations

NA

Implications:

This item has the following implications, as indicated:

Risk management

There are no significant risk implications.

Local Government (Access to Information) Act 1985
List of Background Papers

Paper	Date	Contact/Tel
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NA		
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Reason for inclusion in Part II, if appropriate		
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NA		
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Children's Services Scrutiny Committee

Meeting to be held on Wednesday 4 July 2018

Electoral Division affected: (All Divisions);
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SEND Partnership Team - Engagement

Contact for further information:

David Graham David.Graham@lancashire.gov.uk Head of Service for SEND

Sophie Valinakis Sophie.valinakis@lancashire.gov.uk SEND Partnership Project Lead

Executive Summary

This report provides an overview of information to be presented to members on the progress of the Lancashire SEND Partnership engagement with parent/carers.

Recommendation

The Children's Services Scrutiny Committee is requested to:

- i. Note the information presented and consider any issues arising from the information; and
- ii. Identify any further actions required following this update.

Background and Advice

In November 2017, Ofsted and the Care Quality Commission (CQC) conducted a joint inspection of the local area of Lancashire to judge the effectiveness of the implementation of the special educational needs and disability (SEND) reforms, as set out in the Children and Families Act 2014.

As a result of the [findings](#) of the inspection and in accordance with the Children Act 2004 (Joint Area Reviews) Regulations 2015, Her Majesty's Chief Inspector (HMCI) determined that the local authority and the area Clinical Commissioning Groups are jointly responsible for submitting and delivering the action plan ([written statement of action](#)) to improve services. The Department for Education is holding regular reviews to monitor the progress locally, with the first meeting taking place on 20 April 2018.

Action plan

The Action Plan sets out the changes we need to make to address the recommendations that Ofsted and the CQC made in their report. The Action Plan has been produced by the key partners represented on the SEND Partnership Board. The Board is accountable to the Health and Wellbeing Board, the NHS and

the Council. The Board is supported by five working groups covering the corresponding aspects of the Plan:

- 1) Strategy
- 2) Commissioning and Access to Provision
- 3) Engagement
- 4) Identifying and Meeting Need
- 5) Improving Outcomes

Working together with children and families is essential to making the plan succeed. Further developments are taking place within individual working groups to include children, young people and their families in all the decision making. The Engagement Working Group is leading on the delivery of a number of key actions and liaising with the other Working Groups to ensure a coordinated and holistic response.

Engagement Working Group

The key actions being monitored by the DfE are:

- Ensure that parents/carers, children and young people are fully engaged in decision making at a strategic and individual level
- Develop an accurate understanding of SEND across the local area, to support leadership and strategic decision making

Progress so far:

- Engagement Working Group established, made up of all key partners represented at the SEND Partnership Board
- Working Group identifying the detail of the Engagement delivery plan agreeing key tasks as follows:
 1. create a Participation Strategy
 2. ensure a culture of co-production with parent/carers and CYP
 3. improve Local Offer accessibility and quality of information
 4. deliver the annual POET (Personal Outcomes Evaluation Toolkit) survey
 5. facilitate participation and engagement with parent/carers and CYP.
- Established 'Your Child, Your Voice' engagement sessions for parents/carers of CYP with SEND
- Completed POET (Personal Outcomes Evaluation Toolkit) survey
- Actively supporting parent/carers to have a collective voice as a parent/carer representative group and be the voice of parents/carers throughout the improvement of SEND services
- Supporting and building the parent/carer communication channels

Outcomes to date:

- Over 150 parent/carers from across Lancashire signed up to attend 'Your Child, Your Voice' engagement sessions so far
- Of the parents/carers attended so far, 97% said they were able to speak to other parents and 94% felt their views were valued

- Themes and concerns raised by parents/carers are in line with those raised in the Ofsted and CQC inspection.
- An update on July position of 'Your Child, Your Voice' will be provided at the meeting.

Consultations

Lancashire SEND Partnership Vision and Strategy - 'Your Child, Your Voice'
parent/carers in initial stages

Implications:

This item has the following implications, as indicated:

Risk Management

There are no significant risk implications.

Local Government (Access to Information) Act 1985

List of Background Papers

Paper	Date	Contact/Tel
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N/A

Reason for inclusion in Part II, if appropriate

N/A

