

Lancashire Health and Wellbeing Board

Meeting to be held on Tuesday, 3 November 2020

Update and the Revised Terms of Reference of the Health and Wellbeing Board - Special Educational Needs and Disabilities (SEND) Sub-Committee

(Appendices 'A' and 'B' refers)

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Executive Summary

Lancashire local area Special Educational Needs and Disabilities services were revisited by Ofsted and the Care Quality Commission (CQC) in February and March 2020; the report was published on 5 August 2020 and circulated to members of the Board on the same day. The report concluded that of the initial twelve areas of concern, seven had now made sufficient progress and no longer require monitoring.

For the five areas where further work is required an Accelerated Progress Plan (Appendix 'A') was submitted to the Department for Education (DfE) on 29 September 2020, following approval received from the Lancashire Health and Wellbeing Board – Special Educational Needs and Disabilities (SEND) Sub-Committee at its inaugural meeting on 24 September 2020. This Plan will be formally monitored by the Department for Education/NHS England and progress reported to both the Special Educational Needs and Disabilities (SEND) Partnership Board and Health and Wellbeing Board.

In addition, following a review of the Terms of Reference at the initial Special Educational Needs and Disabilities Sub-Committee meeting on 24 September 2020, this report also proposes changes to the Terms of Reference for the Sub-Committee as set out at Appendix 'B'.

Recommendations

That the Health and Wellbeing Board:

- (i) Note the Accelerated Progress Plan (APP) submitted to the Department for Education (Appendix 'A') to address the five areas where it has been judged that sufficient progress has not yet been achieved;
- (ii) Note the establishment of the Special Educational Needs and Disabilities Sub-Committee of the Health and Wellbeing Board, which met for the first time on 24 September 2020;
- (iii) Receive a verbal update on the progress of actions in the Accelerated Progress Plan due to be completed at the end of October 2020.
- (iv) Approve the revised Terms of Reference for the Lancashire Health and Wellbeing Board – Special Educational Needs and Disabilities Sub-Committee as set out in Appendix 'B'.

Background

Accelerated Progress Plan for Special Educational Needs and Disabilities services across Lancashire

The local area was required to submit an Accelerated Progress Plan to the Department for Education Special Educational Needs and Disabilities Intervention Unit, setting out the action leaders will take over the next six to twelve months, the milestones to assess progress and the key performance measures to demonstrate impact.

The Accelerated Progress Plan was submitted on 29 September 2020 using the required format, following consideration by a range of governance forums and scrutiny by the newly established Special Educational Needs and Disabilities Sub-Committee of the Health and Wellbeing Board. At the time of writing this report formal feedback from the Department for Education on the Accelerated Progress Plan is awaited.

The Accelerated Progress Plan will be monitored monthly by the Special Educational Needs and Disabilities Operations Group and progress will be reported to the Special Educational Needs and Disabilities Partnership Board and the Health and Wellbeing Board. The Department for Education case lead for Lancashire will attend a meeting of the Special Educational Needs and Disabilities Operations Group every six weeks.

The Accelerated Progress Plan will be presented recurrently to the Special Educational Needs and Disabilities Sub-Committee of the Health and Wellbeing Board for scrutiny and challenge. At the first meeting of the Special Educational Needs and Disabilities Sub-Committee it was agreed that a baseline position for each of the five areas of improvement be presented to facilitate this process. A required outcome of the activity which is taking place to improve leaders' view of the local area is to create a data dashboard; this will be shared and reported against at Special Educational Needs and Disabilities Sub-Committee meetings.

The Special Educational Needs and Disabilities Sub-Committee of the Health and Wellbeing Board will consider the progress and impact at its meeting in December 2020 prior to the next meeting of the Health and Wellbeing Board and all subsequent meetings.

Progress on the Accelerated Progress Plan will be reviewed formally by the Department for Education and NHS England/Improvement (E/I) after six months and twelve months; there will be no further Ofsted/Care Quality Commission revisit inspections.

A verbal update on the progress of actions in the Accelerated Progress Plan, due to be completed at the end of October 2020, will be shared at the meeting. These relate to the remaining five areas where further action is required to:

- Continue to improve the understanding of the local area
- Further develop and evaluate the commissioning arrangements
- Improve the effectiveness of the new neuro-developmental pathway
- Improve transition arrangements in 0 to 25 healthcare services
- Implement the changes to the Local Offers.

Revised Terms of Reference

At its meeting on 8 September 2020, the Lancashire Health and Wellbeing Board approved the establishment of the Special Educational Needs and Disabilities Sub-Committee, and agreed its Terms of Reference which detailed membership as follows:

- Lancashire County Council Cabinet member for Health and Wellbeing
- Lancashire County Council Cabinet member for Children and Young People
- Two Non-Executives from the Joint Committee of the Clinical Commissioning Groups (CCG)
- Chief Operating Officer Morecambe Bay Clinical Commissioning Group (responsible lead officer for Special Educational Needs and Disabilities)
- Lancashire County Council Director of Education and Skills (responsible officer for Special Educational Needs and Disabilities services)

Following the inaugural meeting of the Sub-Committee held on 24 September 2020, it reviewed the Terms of Reference and agreed to recommend that the Chief Operating Officer Morecambe Bay Clinical Commissioning Group (responsible lead officer for Special Educational Needs and Disabilities) and Lancashire County Council Director of Education and Skills (responsible officer for Special Educational Needs and Disabilities services), be removed from the Sub-Committee membership. The reason for this decision was that these members will be held accountable to the decisions being made by the Lancashire Health and Wellbeing Board and its Sub-Committee, which would not be possible if they were part of the membership.

Therefore, it is proposed that the membership of the Sub-Committee be revised as follows:

- Lancashire County Council Cabinet member for Health and Wellbeing
- Lancashire County Council Cabinet member for Children and Young People
- Two Non-Executives from the Joint Committee of the Clinical Commissioning Groups

In addition it is proposed that the Quorum for the Sub-Committee would remain as three comprising of at least one County Councillor and one NHS Non-Executive members. A copy of the revised Terms of Reference for the Sub-Committee is attached at Appendix 'B'.

List of background papers

Report from Ofsted/CQC following the [Joint area SEND revisit in Lancashire](#)