

BRIGHTON & HOVE CITY COUNCIL
CHILDREN & YOUNG PEOPLE'S TRUST BOARD

5.00pm 22 MARCH 2010

COUNCIL CHAMBER, HOVE TOWN HALL

MINUTES

Present: Councillors: Brown (Chairman), Bennett, Fryer and Hawkes (Opposition Spokesperson)

Brighton & Hove Primary Care Trust: Alan McCarthy and Dr Louise Hulton

South Downs Health: Andy Painton, Mo Marsh and Simon Turpitt

Non-Voting Co-optees:

David Standing, Community & Voluntary Sector Forum

Gail Gray, Community & Voluntary Sector Forum

Eleanor Davies, Parent Forum

Graham Bartlett, Sussex Police Authority

Priya Rogers, Youth Council

Rose Suman, Youth Council

Amanda Fadero, Primary Care Trust

Also in attendance:

Apologies:

Andrew Jeffrey, Parent Forum

Professor Imogen Taylor, Universities of Brighton & Sussex

PART ONE

45. PROCEDURAL BUSINESS

45a Declarations of Substitutes

45.1 Councillor Kemble attended as substitute for Councillor Alford.

45b Declarations of Interest

45.2 There were none.

45c In accordance with section 100A of the Local Government Act 1972 ('the Act'), the Children & Young People's Trust Board considered whether the press and public should be excluded from the meeting during an item of business on the grounds that it was

likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press or public were present during that item, there would be disclosure to them of confidential information (as defined in section 100A(3) of the Act) or exempt information (as defined in section 100I(1) of the Act).

45.3 **RESOLVED-** That the press and public not be excluded from the meeting.

46. MINUTES OF THE PREVIOUS MEETING

46.1 **RESOLVED-** That the minutes of the previous meeting held on 1 February 2010 be approved and signed as the correct record.

47. CHAIRMAN'S COMMUNICATIONS

47.1 The Cabinet Member announced that efforts in partnership with the Primary Care Trust (PCT) had seen teenage pregnancies decrease by 25 per cent. The Cabinet Member congratulated those involved and maintained all parties commitment to decreasing this level further.

48. REVIEW OF PARTNERSHIP AGREEMENTS (S75 AGREEMENT) AND IMPLICATIONS OF THE 2009 APPRENTICESHIP, CHILDREN, LEARNING & SKILLS ACT.

48.1 The Board considered a report of the Director of Children's Services concerning proposed changes to the existing Section 75 partnership arrangements between the Council, NHS Brighton and Hove (PCT) and South Downs Trust (SDH).

48.2 The Director of Children's Services highlighted the dedicated efforts of the officers involved and asked Members not to underestimate the length or complexity of the subject elaborating that each organisation has to ratify what the Trust does on a collective and individual basis.

48.3 A representative of the PCT enquired about the subject of liability noted in section 5.1.2 of the documentation.

The author of the report replied that this passage in the report was an attempt to capture the agreement to budgets by all parties. Upon reflection the summary given was perhaps unhelpful and should not be regarded as a precise indication of the agreement on overspends. The respective liabilities of the partners to the S75 agreement would be in accordance with the precise wording of the finalised agreement.

The Principal Litigation Lawyer clarified that it would be necessary to refer to the S75 agreement itself to determine the nature of the liabilities referred to, and it was likely that what the passage was referring to was not unlimited liability on any overspend, but legitimate overspend by the Trust as a whole being shared proportionately by the partners to the Trust.

- 48.4 Members sought clarification on the proposed review of membership. It was noted that there was no reference to University, Sixth Form or Youth Services membership under the proposed changes. However, Members did concur that too large a membership may hamper the operation of the Trust.
- 48.5 The Director of Children's Services noted the concerns and that further exploration of possible options was necessary.
- 48.6 Members indicated that the report recommended reviews and asked how these would be undertaken.
- 48.7 The report author clarified that a Joint Management Board with authorised officers delegated to it would implement this work.

The Principal Litigation Lawyer reiterated that the proposals had to reflect the legislative framework.

- 48.8 Members raised the issue of collective responsibility and how each partner would deliver their own elements.
- 48.9 The Director of Children's Services iterated that she felt that there was an ambiguity in the review between Children's Services and the Children's Trust that needed to be clarified. She informed Members that the changes had most impact to Council services and that all partners would be held to account by the Local Safeguarding Children Board (LSCB) for safeguarding issues.
- 48.10 **RESOLVED-** That the Board accept the following recommendations:

1. That the principles of the proposed S75 agreements as outlined in paragraphs 3.6 and 3.7 and Appendices 1 and 2 of the report be approved.
2. That the new duties in relation to establishing a Children's Trust Board outlined in paragraphs 3.9 to 3.12 and in Appendix 3 of the report be noted; and the Director of Children's Services be requested to bring forward detailed proposals to meet those duties for approval at the next Board meeting.

49. CHILDREN & YOUNG PEOPLE'S PLAN: PERFORMANCE IMPROVEMENT REPORT

- 49.1. The Board considered a report of the Director of Children's Services concerning the Children and Young People's Plan (CYPP) Performance Report for the financial year 2009/10 to date.
- 49.2 Members noted the inclusion of predominantly southern towns and cities used as comparators in the report on Substance Misuse by Young People (NI 115).
- 49.3 The report author responded that the selection were statistical neighbours determined by similarities of profile which by chance had comprised of predominantly southern areas.

- 49.4 A Member commented that the report stated that responses at secondary level were strongly based from one particular school and asked if there was any intention to widen the focus.
- 49.5 The author of the report answered that the process was for schools to nominate themselves and although participation was encouraged, the frankness of the results could act as a deterrent in the expectancy of negative publicity.
- 49.6 Members asked if the results in NI115 were based on self-substance misuse or witnessing substance misuse.
- 49.7 The report author responded that the results were based on questions posed about self-misuse in the last four weeks.
- 49.8 Members enquired if the figures on Child Poverty (NI 116) included other benefits in addition to the ones noted.
- 49.9 The report author clarified that he believed the results to be based on the receipt of multiple benefits although child tax credit was not one of these.
- 49.10 Members noted that the presentation of the report had stated an issue with figures on Social Care (NI 59).
- 49.11 The author of the report explained that results may have been undermined by an incorrect measurement of the data but that performance would still be of a poor standard.
- 49.12 The Director of Children's Services commented to the Board that the report was an opportunity to clarify current performance and to help the improvement measures required.
- 49.13 Members agreed that negative results from the report would need to be examined.
- 49.14 **RESOLVED-** That the Board approve the following recommendations:
1. That the data and analysis in the CYPP Performance Report be noted and the action being taken to improve performance be agreed.
 2. That the Board agrees the report provides the necessary information to allow it to fulfil its statutory duty to "monitor a strategic Children and Young People's Plan for the local area".
 3. That the new format of the report be agreed.

The meeting concluded at 6.25pm

Signed

Chair

Dated this

day of