



Report of Corporate Management Team

Margaret Whellans, Corporate Director of Children and Young People's Services

Councillor Olwyn Gunn, Cabinet Portfolio Holder for Children & Young People's Services

Electoral division(s) affected:

Countywide

Purpose of the Report

- 1 This report presents the Youth Justice Plan 2019/21 and highlights some of the key achievements in reducing re-offending during 2018/19. The report also provides the areas for improvement that the service will focus upon during the next period, as set out in the Service Improvement Plan (Appendix 4 of the Youth Justice Plan).

Executive summary

- 2 Production of a Youth Justice Plan is a statutory requirement of the local authority under the Crime & Disorder Act 1998 and is one of the requirements of the Youth Justice Board (YJB) for England and Wales grant for Youth Offending Teams (YOTs). The report must be submitted to the YJB by 5 August 2019 and will then undergo an approval process (with feedback) before finally being distributed to relevant bodies.
- 3 The YJB provide YOTs with detailed guidance on the headings within the plan and the areas to be covered within each heading. Essentially, the plan is in two parts; a review of performance and activity for 2018-2019, and improvement plans, staffing and budgets for 2019-2020. The YJB welcomes plans that cover more than one year with the proviso that an annual refresh will be submitted which provides an update of key information, particularly in relation to finance and governance.
- 4 A copy of the Youth Justice Plan is attached at Appendix 2 for the approval of Cabinet.

Recommendation

- 5 Subject to Cabinet approval, County Council are recommended to:
- (a) note the contents of this report; *and*
 - (b) receive the Youth Justice Plan 2019/21 and performance summary for the period 2018/19.

Background

- 6 Youth Offending Teams (YOTs) are statutory partnerships, established under the Crime and Disorder Act 1998, with the principal aim of preventing offending by children and young people. Local Authorities are responsible for establishing a Youth Offending Team. Police, National Probation Service (NPS) and Clinical Commissioning Groups (CCGs) are statutorily required to assist in their funding and operation.
- 7 Local authorities continue to have a statutory duty to submit an annual youth justice plan relating to their provision of youth justice services. Section 40 of the Crime and Disorder Act 1998 sets out the youth offending partnership's responsibilities in producing this plan. It states that it is the duty of each local authority, after consultation with the partner agencies, to formulate and implement an annual youth justice plan, setting out:
 - (a) how youth justice services in their area are to be provided and funded; *and*
 - (b) how the YOT will be composed and funded, how it will operate, and what functions it will carry out.
- 8 The Youth Justice Board (YJB) for England and Wales welcomes plans that cover more than one year with the proviso that an annual refresh will be submitted which provides an update of key information, particularly in relation to finance and governance.
- 9 This current plan covers performance for the period 2018/19 and provides service budgets, operational and strategic developments within the service and partnership, service structure and the Service Improvement Plan for 2019 – 2021.
- 10 In accordance with statutory requirements the plan was approved by the County Durham Youth Offending Service (CDYOS) Management Board on 21 May 2018.
- 11 The Youth Justice Plan must be submitted to the YJB and published in accordance with the directions of the Secretary of State. The deadline for submission this year is 5 August 2019. After submission to the YJB, Youth Justice Plans are sent to Her Majesty's Inspectorate of Probation (HMIP - lead for YOS inspections) and are placed in the House of Commons library.

Youth Justice Plan 2019 – 2021

- 12 The plan outlines how the CDYOS will:
 - (a) reduce First Time Entrants to the Youth Justice System;

- (b) reduce re-offending by young people; *and*
- (c) reduce the use of custody for both sentenced and remanded young people.

We are seeking to do this through:

- (i) improving how we communicate with young people and the interventions we complete with them;
 - (ii) putting victims, including young victims, and restorative justice at the heart of everything we do;
 - (iii) reducing re-offending by targeting our resources on those young people committing the most offences and improving their engagement in opportunities for education, employment and training;
 - (iv) ensuring we have robust quality assurance and staff management processes in place and a skilled management team to manage those processes;
 - (v) ensuring we listen and respond to what young people and their families are telling us;
 - (vi) ensuring volunteering, by both adults and young people, is a key component of the work we undertake with young people and victims; *and*
 - (vii) ensuring that case management systems and administration support provide the highest quality support to staff and managers in the delivery of services to courts, communities and young people.
- 13 HMI Probation are currently one year into a four-year inspection cycle; CDYOS and partnership are yet to be inspected under the current cycle. An Inspection Framework for Youth Offending Services was published in March 2018, which sets clear standards expected of Youth Offending Teams (YOTs), to ensure the provision of a high quality, personalised and responsive service for all children and young people. Whilst there are many aspects of good performance contained within the current plan, the service is not complacent and is fully aware of the areas where practice needs to change and performance improve.
- 14 We have completed a robust, detailed self-assessment against the published inspection standards. This work has informed our ongoing quality improvement plans and the Service Improvement Plan for 2019/20.

- 15 As part of the commitment to our long-held approach of ‘children first and foremost’, during 2019/20 we will be changing our name to County Durham Youth Justice Service. This better represents the work of the service, presents a more positive image and underlines that young people who offend are not just offenders but have a range of attributes, skills and issues.

Key Achievements 2018/19

- 16 Four key achievements have been identified for the period 2018/19 and are outlined in the executive summary of the plan:

(a) Performance against National Outcome Measures 2018/19

- (i) **First Time Entrants to the Youth Justice System (FTEs):** Between October 2017 and September 2018 the rate of FTE per 100,000 10-17 population in County Durham is 250. This has reduced from 324 in the previous year. The rate is slightly higher than the national rate of 248 but is significantly lower than the North East Regional rate which is 329.

(ii) **Re-offending**

Ministry of Justice (MoJ) data (April 2016 – March 2017 cohort) shows a re-offending rate of 41.4% which is a 10.8% reduction compared to the previous year. This is higher than the England rate which is 40.9% but below the North East rate which is 41.8%. It should be noted, however, that given the consistently reducing size of the cohort of young people entering the youth justice system, the reoffending figure can vary considerably when compared to previous years.

(iii) **Use of Custody**

Custodial Sentences:

The CDYOS performance remains on par with previous years with a rate per 1,000 10-17 years of 0.42 during January - December 2018. This is higher than both the National and North East averages with rates of 0.32 and 0.30 respectively.

Remand Bed Nights: 679

This is a 62% increase on the previous year. This is despite there being a reduction in both the number of young people being remanded to youth detention accommodation and the number of episodes, when compared to the

previous year – 14 to 11 young people and 22 to 13 episodes. The increase in bed nights is due to most remands being for a significantly longer period (more bed nights) than those in the previous year.

(b) **Co-Commissioned Health Model:**

During 2018/19 we have managed to 'mainstream' the funding for most of the health staff within the Service. The Health Team based in CDYOS comprises Public Health Nurse, Clinical Psychologist, Speech Language Therapists, Substance Misuse Specialists, and Mental Health Specialists. All posts, with the exception of the Clinical Psychologist post (funded through NHS England Clinical Collaborative Commissioning Network) are now funded through the various mainstream commissions. This has provided a stable base from which we can plan future developments. This work has also been recognised nationally through the MJ Local Government Achievement awards where it was a finalist in the care and health integration category.

(c) **Work With Victims, including Young Victims:**

Our work with the victims of youth crime has engaged over 130 victims in restorative approaches. In particular, our work with young people who are the victims of youth crime has provided dedicated support and an opportunity to re-build and restore confidence. The support group for young victims of all crime ('With Youth in Mind') has continued to develop and is now working with an average of 35 young people at any one time throughout the year. Young people who offend have also engaged in almost 3,000 hours of unpaid work in and across communities in County Durham as a means of reparation.

(d) **Targeting those young people committing the most offences**

The Service has continued to prioritise our work with young people who are persistently offending. The Service operates an enhanced, intensive, case management model for this cohort of young people. Each case is reviewed monthly by a panel chaired by the YOS Manager. The Service is developing a partnership-based trauma recovery model of enhanced case management for this cohort of young people. Monitoring of this work has continued to show that whilst significant reductions in offending are difficult to achieve, it is possible to have a meaningful impact in reducing both the frequency and seriousness of offending for this cohort.

Background papers

- None

Other useful documents

- None

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Appendix 1: Implications

Legal Implications

The Youth Justice Plan ensures Durham County Council and statutory partners meet their legal implications to the partnership. Statutory requirements placed on the YOS and the Management Board include: Complying with the statutory requirements laid out in s.38 to 40 of the Crime and Disorder Act 1998, and other relevant sections of the Act; Complying with National Standards (NS) for Youth Justice (including returning the annual National Standards audit); Submitting required data to the YJB in adherence with the relevant YJB data recording guidance; Approving the annual Youth Justice Plan.

Finance

The Youth Justice Plan contains CDYOS partnership pooled budget and staff secondment arrangements for 2019/20. CDYOS budget comprises partnership funding, YJB funding and specific grant funding. The budget allocation is reviewed annually by CDYOS Management Board and all partners (Police, Probation, Health (CCGs) and Local Authority) agree funding contributions for the following year. Under the terms of the Crime & Disorder Act 1998; DCC, Durham Constabulary, National Probation Service and CCGs are required to both contribute staff and provide funding for a pooled budget for operating costs. The total budget for CDYOS for 2019/20 is £2,657,036. The total budget for CDYOS includes the cost of staff seconded to CDYOS from partners.

Consultation

CDYOS Management Board, partners, staff, young people, parents/carers have been consulted. There is no requirement for a general public consultation.

Equality and Diversity / Public Sector Equality Duty

An Equalities Impact Assessment was undertaken in February 2018 as part of the preparations for the restructure of CDYOS. This ensured that development of the new structure and the development of that structure for CDYOS met all requirements and was conducted in a way that ensured equality and considered diversity. In addition, CDYOS is committed to meeting the needs of the young people, families and victims with whom we work. All staff have undertaken specialist diversity training for youth offending, SLCN training and, in addition, case managers have undertaken specialist diversity training for

assessments. Diversity issues are a specific category on the checklist used by managers to countersign assessments and intervention plans.

Human Rights

Not Applicable

Crime and Disorder

The statutory function of CDYOS partnership is the prevention of offending by children and young people (Crime and Disorder Act 1998). The Youth Justice Plan provides detail on how the partnership will undertake those functions.

Staffing

Staff establishment is included in the plan, in line with YJB requirements.

Accommodation

All managers and staff in CDYOS have been based from DCC, Crook from 26.4.18. The service will also use a satellite base, for meetings, interviews, for example, at Belmont until that lease expires in March 2019.

Risk

Risks to future delivery have been considered and are included in the plan.

Procurement

Not applicable