

## Appendix 7

### Table 6 - Delegations to the Corporate Director of Children and Young People's Services

#### Executive Functions

Subject to the requirement set out below and in compliance with the provisions of Table 1 above, the Corporate Director of Children and Young People's Services, is authorised to discharge any function of the Executive in relation to:

#### General

1. To be the Council's appointed Director(s) of Children's Services in accordance with section 18(1) of the Children Act 2004, with responsibility for the discharge of the local authority's education and children's social services functions as set out in section 18(2) of that Act.
2. To act as the statutory officer under section 18(1) of the Children Act 2004 and provide arrangements for the safeguarding of vulnerable children and for promoting the wellbeing of children and families.
3. To meet the requirements as set down by regulatory and inspection bodies in relation to the operation of children and young people's services.
4. To set and vary fees and charges for delivery of children and young people's services.
5. To undertake joint collaborative action as appropriate with the National Health Service and other partner organisations for the planning and provision of jointly operated services within the County for children and young people.
6. To discharge relevant statutory duties and powers related to mental health services for children and young people in accordance with the Mental Health Act 1983.
7. To implement or determine, subject to any right of review or appeal which may apply, all matters concerning the statutory and corporate complaints procedure relating to children and young people.
8. To exercise relevant functions on behalf of an NHS body so far as it relates to children and young people.

9. To commission and agree payments to external providers in respect of services arranged by the Corporate Director of Children and Young People's Services.
10. In conjunction with the Corporate Director for Adults and Health Services, to coordinate the provision of services to children and young people who are transitioning into adulthood.
11. In conjunction with the Director of Public Health, to improve the health of children in the local area.
- 4-12. To fulfil the Council's duty to cooperate with Multi Agency Public Protection Arrangements (MAPPA).

## **Children's Social Care**

13. The exercise of the Council's powers and duties in relation to the provision of social services so far as those functions relate to:
  - (a) Children; or
  - (b) Children and young people leaving care
- 2-14. To approve foster parents
15. To establish and maintain an adoption service in accordance with the Adoption Acts, which may include the establishment and maintenance of a Regional Adoption Agency.
16. To discharge the Council's responsibility in relation to the Sufficiency Duty and ensuring that there is sufficient suitable homes and accommodation for children in care.
17. To make arrangements for the provision of Local Authority Children's homes and their management and to ensure that they are registered as children's homes.
18. To discharge section 13 of the Children Act 2004 which requires local authorities and other named statutory partners to make arrangements to ensure that their functions are discharged with a view to safeguarding and promoting the welfare of children. This includes planning to prevent children from going missing and to protect them when they do.

## **Education and Skills**

19. To manage the Council's function as Local Education Authority, in accordance with strategic plans approved by the Council and governing legislation.

20. To exercise the Council's powers and duties in relation to the provision and commissioning of education and training opportunities for young people as determined by the Education Act 1996 and Education and Skills Act 2008 and all other legislation and guidance relating to education and training for young people.
21. To provide, operate and commission vocational training and allied services for persons over compulsory school age, including the provision of secure boarding accommodation for young people aged over 16 but under 25 who are subject to a learning difficulty assessment and promotion of arrangements to assist persons to obtain employment and employers to obtain employees.
22. To discharge the statutory duty under s22(3A) of the Children Act 1989 to promote the educational achievement of children in care, including those children placed out of authority, and to appoint an officer to make sure that its duty to promote the educational achievement of its children in care is properly discharged.
23. To make free-of-charge home to school travel arrangements to facilitate the attendance at school of eligible children resident in the area.
24. To deliver duties identified in section 2 of the Childcare Act 2016 and sections 6, 7, 7A, 9A, 12 and 13 of the Childcare Act 2006, including the requirement to secure sufficient childcare for working parents, to provide information, advice and assistance to parents and prospective parents and to secure the equivalent of 30 hours of free childcare over 38 weeks of the year for qualifying children.
25. To make arrangements for suitable education for permanently excluded pupils, and for other pupils who, because of illness or other reasons, would not receive suitable education without such arrangements being made.
26. To discharge functions relating to school admissions and ensure that admission arrangements are compliant with the School Admissions Code.
27. To discharge responsibilities under the Education Act 1996 to secure school places.

### **Early Help, Inclusion and Vulnerable Children**

28. To ensure the effective and lawful operation of a secure unit in accordance with the licence requirements set by the Office for Standards in Education, Children's Services and Skills (OFSTED).
29. To discharge the Council's powers and duties in the Children and Families Act 2014 in relation to children and young people with Special Educational Needs and Disabilities, including the publication of a 'Local Offer' which sets out services available for children and young and people with special educational needs between the ages of 0-25.

30. To discharge the Council's responsibilities under section 39(1) of the Crime and Disorder Act 1998 which requires the cooperation of the named statutory partners to form a Youth Justice Service.

In carrying out these delegated functions, the Corporate Director will agree arrangements for consultation with the relevant Cabinet Portfolio Member(s) and will refer to the Executive for consideration and decision, those matters directed by the said Member(s).

## **Specific Delegations**

~~3-31.~~        To meet the requirements as set down by regulatory bodies in relation to the employment, registration and training of all registrable staff.

~~4-32.~~        To license the employment of children in accordance with the Children and Young Persons Act 1933.

~~5-33.~~        To be the lead Director on the Local Safeguarding Children's Partnership in accordance with legislation and guidance.