

Table 5 - Delegations to the Director for Children and Families

No.	Delegation	Overall Responsible Body
CHILDREN'S AND EDUCATION SERVICES		
1	To be the Council's appointed Director(s) of Children's Services in accordance with Section 18(1) of the Children's 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.	Cabinet
2	To be responsible for functions exercisable on behalf of an NHS body so far as it relates to children and young people	Cabinet
3.1	To be responsible for safeguarding vulnerable children	Cabinet
3.2	In accordance with Section 13 of the Children Act 2004 to ensure that the Council's functions are discharged with a view to safeguarding and promoting the welfare of children, including planning to prevent children from going missing and to protect them when they do	Cabinet
4	To set and vary rates for providers of all forms within the responsibility of the Director for Children and Families in line with financial regulations.	Cabinet
5	To provide, operate, commission and vary payments to external providers in respect of services arranged for of all forms within the responsibility of the Director for Children and Families in line with financial regulations	Cabinet
6	To meet the requirements as set down by regulatory bodies in relation to the operation of services within Children's Services.	Cabinet
7	In conjunction with the Director for Health and Care, to protect and promote the welfare of vulnerable young adults including vulnerable young people moving into adulthood and those with EHCP's, gypsies, travellers, refugees, asylum seekers, evacuees and proven victims of modern day slavery. NB. This duty to apply to all members of the groups listed, up to and including the age of 17 years. The maximum age limit to be extended to "up to and including 25 years" for those individuals formally supported under the SEND provisions.	Cabinet
8	In conjunction with the Director for Health and Care, to co-ordinate the transition of service provision for children who will require services in adulthood.	Cabinet
9	In conjunction with the Director for Health and Care, to meet the requirements as set down by regulatory bodies in relation to the employment, registration and training of all registerable staff.	Cabinet
10	To lead and co-ordinate the Staffordshire Safeguarding Children's Board in accordance with legislation and guidance.	Cabinet
11	To appoint Proper Officers for Social Services functions	Cabinet
	To be responsible for the functions conferred on or exercisable by the Local Authority in its capacity as a local education authority particularly:	
	its strategic duties under the Education and Inspections Act 2006 to promote: <ul style="list-style-type: none"> - Choice - Diversity - High standards - The fulfilment of every child's educational potential 	
	its responsibilities under the Education Act 1996 to: <ul style="list-style-type: none"> - Secure School Places Secure excellence in education, promoting high standards and fulfilment of potential 	

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12	its responsibilities under the Education Act 1996 or any subsequent legislation in relation to the provision of education for children and young people with Special Educational Needs	Cabinet
	Each local authority shall make arrangements for the provision of suitable education at school or otherwise than at school for those children of compulsory school age who, by reason of illness, exclusion from school or otherwise, may not for any period receive suitable education unless such arrangements are made for them	
	to institute proceedings in relation to failures to secure attendance of children at school, or failures to comply with School Attendance Orders (Sections 437 to 447 of the Education Act 1996, or any subsequent re-enactment thereof)	
	to issue Fixed Penalty Notices for non-school attendance under section 444A of the Education Act 1996, or any subsequent re-enactment thereof	
	Local authorities statutory duty under 22(3A) /23ZZA of the Children Act 1989 (added by section 4 of the Children and Social Work Act to promote the educational achievement of looked-after children and previously looked after children. That includes those children placed out of authority	
	The Children and Families Act 2014 amended section 22 of the Children Act 1989 to require every local authority in England to appoint an officer (Virtual School Head) employed by the authority, or another authority, to make sure that its duty to promote the educational achievement of its looked-after children	
	take a strategic leadership role in promoting the educational outcomes of the cohort of children with a social worker and those who have previously had a social worker who are aged from 0 up to 18.	
13	Section 13 of the Children Act 2004 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. Through their inspections of local authority children's services, Ofsted will include an assessment of measures with regard to missing children as part of their key judgement on the experiences and progress of children who need help and protection.	Cabinet
14	Childcare ACT 2006 = Secure sufficient childcare support for the sector and IAG for parents	Cabinet
15	To carry out the Council's Tier 1 authority duties in relation to the preparation, publication, implementation and monitoring the effectiveness of a Domestic Abuse Strategy.	Cabinet
16	To establish an individual Management Committee for each Pupil Referral Unit in the Council's area, as required under the Education Act 1996, Schedule 1	Cabinet
17	To licence the employment of children under Part II of the Children and Young Persons Act 1933 and Bylaws made under that part, and Part II of the Children and Young Persons Act 1963.	Cabinet
18	To be responsible for social services functions as they relate to children withing the meaning of the Local Authority Social Services Act 1970	Cabinet
19	To be responsible for functions relating to persons leaving care	Cabinet
20	In conjunction with the Director for Health and Care, to be responsible for functions in respect of: co-operation to improve well-being with partner agencies; multi-agency arrangements to safeguard and promote welfare information databases	Cabinet
21	As the Operational Manager of Services to agree public health programmes for: Children's services Health visiting (for 0-5-year-olds) The child health and wellbeing programme (formerly school nursing) (for 5-19-year-olds) Such programmes to be in accordance with the national legal framework	Cabinet
	In conjunction with the Director of Public Health, to improve the health of children in the local area. This may include:	

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No.	Delegation	Overall Responsible Body
22	Providing information and advice (for example re healthy eating and exercise)	Cabinet
	Providing services or facilities designed to promote healthy living (whether by helping individuals to address behavior that is detrimental to health or in any other way)	
	Providing services or facilities for the prevention, diagnosis or treatment of illness (for example smoking cessation clinics)	
	Providing financial incentives to encourage individuals to adopt healthier lifestyles (for example to stop people from smoking during pregnancy)	
	Providing assistance (including financial assistance) to help individuals to minimise any risks to health arising from their accommodation or environment	
	Providing or participating in the provision of training for persons working or seeking to work in the field of health improvement	
	Making available the services of any person or any facilities	
	Providing grants or loans (on such terms as the LA considers appropriate)	
23	To ensure the Local Authority's statutory obligations are met in respect of support in the home for Children with Disabilities who meet the threshold for eligibility in respect of provisions required by the Children Act 1989, Chronically Sick and Disabled Person's Act 1970	Cabinet
24	To ensure the Local Authority's statutory obligations are met in respect of providing a range of informal and formal short breaks for children with Special Educational Needs and Disabilities, as set out in the Children Act 1989, Chronically Sick and Disabled Person's Act 1970, Short Breaks for Parents and Carers of Disabled Children Regulations 2011, and SEND Code of Practice 2014.	Cabinet
25	To be responsible for functions in respect of the Staffordshire Families Strategic Partnership Board.	Cabinet
26	To be responsible for functions in respect of the improvement of young people's well-being; provision of childcare information, advice and assistance and training to child care providers.	Cabinet
27	To be responsible for such other functions conferred on or exercisable by the authority as may be prescribed by the Secretary of State by regulations within the ambit of the Directorate.	Cabinet
28	To manage the local authority's children's services with professional responsibility and accountability for their effectiveness, availability and value for money.	Cabinet
29	In conjunction with the Director for Health and Care, to lead and coordinate the Staffordshire and Stoke-on-Trent Safeguarding Vulnerable Adults Partnership and the Staffordshire Safeguarding Children's Board in accordance with legislation and guidance.	Cabinet
30	To safeguard and promote the welfare of children.	Cabinet
31	To meet all requirements set down for the provision of Youth Offending Services in Staffordshire.	Cabinet
32	To exercise the Council's duties and responsibilities under the Crime and Disorder Act 1998 and ensure that crime and disorder implications of the council's decisions are properly considered.	Cabinet
33	In conjunction with the Office of the Police, Fire and Crime Commissioner for Staffordshire to support and develop the County's Police and Crime Plan <i>NB. Director of Health and Care, Public Health responsibility to work with the Police, Fire and Crime Commissioner to promote safer communities and to work with/influence the work of NHS Commissioners.</i>	Cabinet
33.1	To ensure that the Council effectively fulfils its roles and responsibilities under the Civil Contingencies Act 2004 including acting as Chairman of Staffordshire's Prevent Group.	Cabinet
33.2	To exercise powers of Section 36 of the Counter Terrorism & Security Act which set out the duty on local authorities and partners of local panels to provide support for people vulnerable to being drawn into terrorism. In England and Wales, this duty is met through Channel panels.	Cabinet
34	To fulfil the Council's duty to cooperate with Multi Agency Public Protection Arrangements (MAPPA)	Cabinet