

2. Although it is not a statutory requirement, the Council should consider appointing an Independent Chair to the LSAB who is not an employee or a member of an agency that is a member of the Board in accordance with the recommendation in the Care and Support Statutory Guidance issued under the Care Act 2014. The Chair has a critical role to lead collaboratively, give advice, support and encouragement but also to offer constructive challenge and hold main partner agencies to account and ensure that interfaces with other strategic functions are effective whilst also acting as a spokesperson for the Board.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

3. As there is a statutory responsibility to establishing a LSAB, no alternative options have been considered.
4. An Independent Chair can provide additional reassurance that the Board has independence from the Local Authority and other Partner Agencies. In accordance with the Statutory Guidance the Chair will be accountable to the Chief Executive of the Local Authority as the lead body responsible for establishing the LSAB but should be appointed by the Local Authority in the name of the LSAB having consulted all its Statutory Partners.

DETAIL (Including consultation carried out)

5. The Care Act 2014 requires the Local Authority to establish a Local Safeguarding Adults Board to be made up of members of the Local Authority which established it, a Clinical Commissioning Group the whole or part of whose area is in the Local Authority's area, the Chief Officer of Police for a Police area the whole or part of which is in the Local Authority's area and such persons, or persons of such description as may be specified in the regulations.
6. The membership of an LSAB may also include such other organisations and individuals as the establishing Local Authority considers appropriate having consulted its LSAB Partners from the Clinical Commissioning Group and Police.
7. The main objective of the Board is to assure itself that local safeguarding arrangements and partnerships act to help and protect adults at risk or experiencing neglect and/or abuse. The LSAB is a Multi-Agency Strategic Board that will coordinate the strategic development of Adult Safeguarding across Southampton and ensure the effectiveness of the work undertaken by Partner Agencies in the area.
8. The LSAB will also develop effective links with other related partnerships such as the Local Safeguarding Children Board, Safe City Partnership and Health and Wellbeing Board to maximise strong synergies between the work of many of these bodies particularly when looking at a broader family agenda to ensure impact on outcomes, minimise duplication as well as opportunities for efficiencies in taking work forward.
9. The proposed Constitution attached at Appendix 1 of the report has been drafted in order to be as inclusive as possible. Cabinet will note that the Cabinet Member for Health and Adult Social Care has a membership of the LSAB in an "observer" capacity; by adopting this approach it provides for a clear delineation of responsibilities between the City Council and the LSAB and no conflict of interest.

10. The LSAB will appoint Sub Groups of the Board which will carry out much of the day to day work of the Board. For completeness the proposed terms of reference for the Sub Groups are attached as a Members' Room Document to the report albeit it will be the responsibility of the LSAB to agree these and delegate such tasks as it feels appropriate.
11. As a matter of good practice and governance the LSAB will also have in place a Membership Handbook, Role Descriptions for the Independent Chair, Board Members and Sub Group Chairs and Members. These are attached again for completeness as a Members' Room Document to the report but it will be the responsibility of the LSAB to agree and adopt these.
12. Section 43, Schedule 2 of the Care Act 2014 ("the Act") allows a Partner to make payment towards expenditure incurred by or the purposes connected with a LSAB established under S43 of the Act. The payments can be made directly or by contributing to a fund out of which payments may be made. The Partners have opted to establish and maintain a Pooled Fund, as provided by the Act to support the work of the LSAB. The proposed Pooled Funding Agreement is attached as a Members' Room Document to the report.
13. Although the LSAB has existed in Southampton for a number of years it has not been on a statutory footing and there was no formal agreement to formalise the funding of the LSAB. This agreement will enable the legal pooling of Partner's contributions for expenditure incurred by the LSAB carrying out its key functions. The agreement will be for a term of 4 years and sets out mechanisms for the management of the Pooled Fund.
14. The LSAB appointed a Task and Finish Group whose membership included the current Independent Chair of the LSAB, the Local Authority, Clinical Commissioning Group and Police to ensure that the LSAB's proposed governance arrangements were compliant with the requirements of the Care Act 2014. In addition the LSAB held a Business Planning Event on 11th February 2015 which included those Members who had been appointed as Members of the Statutory Board as of 1st April 2015 and who would be able to:-
 - Speak for their organisation with authority;
 - Commit their organisation on policy and practice matters; and
 - Hold their organisations to account.

The Business Planning Event included a consultation process on all of the documents referred to and appended to this report which were endorsed and recommended for approval by the appropriate Agencies Governance Bodies.

RESOURCE IMPLICATIONS

Capital/Revenue

15. The Pooled Fund Agreement sets out Partners' financial contributions. It is a requirement that any Pooled Fund is formalised in writing. The proposed resource allocation is based on the Local Safeguarding Children's Board which has been on a statutory footing since 2006 and operating a Pooled Funding Arrangement since 2009. It is intended that this resource allocation will include the Independent Chair, staffing costs, conferences, publicity and Safeguarding Adults Reviews in accordance with S44 of the Care Act 2014. Decisions on annual funding will be discussed at Board meetings.

16. Any under spend incurred in any Financial Year shall be managed by the LSAB with the consent of the Partners except for any under spend which is incurred in the last Financial Year of the agreement, which shall be returned to the Partners in the percentages equal to their financial contributions. Any overspends will be met in the percentages equal to the Partners' Financial Contributions to the Pooled Fund. Any decision on the issue of overspend and underspend of the Pooled Fund will be made by the LSAB and the Board Partners.
17. The Pooled Fund is subject to national and local efficiency savings requirements, which enables both parties to make savings against it in future years. In the event of the City Council or any Partner terminating the agreement for financial reasons, any redundancies arising from the termination shall be met by the Council and the Partners in accordance with the percentages of their financial contributions to the Pooled Fund.
18. The Council's contribution will be met from resources that were made available when the 2015/16 budget was approved by Council on 11th February. Partners' proposed financial contributions are as follows:-

AGENCY	ESTIMATED FINANCIAL CONTRIBUTION 2015/2016 (£)	FINANCIAL CONTRIBUTION AS A PERCENTAGE OF THE TOTAL BUDGET (%)
Southampton City Council	64,500	62%
Southampton Clinical Commissioning Group	27,000	26%
Hampshire Constabulary	10,400	10%
National Probation Service	2,100	2%
TOTAL	£104,000	100%

Property/Other

19. None.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

20. The Care Act 2014 requires the Council to establish a LSAB and provides for accountability of the Independent Chair to the Chief Executive of the Local Authority.
21. Section 43, Schedule 2 of the Care Act 2014 provides the authority to establish and maintain a Pooled Fund to support the work of the Southampton LSAB.

Other Legal Implications:

22. None.

POLICY FRAMEWORK IMPLICATIONS

23. The work of the LSAB links with on the Health and Wellbeing Strategy, the Local Safeguarding Children Board Business Plan and the Southampton Safe City Partnership Strategic Plan.

KEY DECISION No

WARDS/COMMUNITIES AFFECTED: All

SUPPORTING DOCUMENTATION

Appendices

1. Proposed Constitution

Documents In Members' Rooms

1. Proposed Pooled Funding Agreement
2. LSAB Sub Group Terms of Reference
3. Membership Handbook and Role Descriptions

Equality Impact Assessment

Do the implications/subject of the report require an Equality Impact Assessment (EIA) to be carried out. No

Other Background Documents

Equality Impact Assessment and Other Background documents available for inspection at: Democratic Services, Civic Centre, Southampton.

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
1. Care Act 2014	
2. Care and Support Statutory Guidance	