



Children Act 2004

2004 CHAPTER 31

PART 2

CHILDREN'S SERVICES IN ENGLAND

Local Safeguarding Children Boards

13 Establishment of LSCBs

- (1) Each children's services authority in England must establish a Local Safeguarding Children Board for their area.
- (2) A Board established under this section must include such representative or representatives of—
 - (a) the authority by which it is established, and
 - (b) each Board partner of that authority,as the Secretary of State may by regulations prescribe.
- (3) For the purposes of this section each of the following is a Board partner of a children's services authority in England—
 - (a) where the authority is a county council for an area for which there is also a district council, the district council;
 - (b) the chief officer of police for a police area any part of which falls within the area of the authority;
 - (c) a local probation board for an area any part of which falls within the area of the authority;
 - (d) a youth offending team for an area any part of which falls within the area of the authority;
 - (e) a Strategic Health Authority and a Primary Care Trust for an area any part of which falls within the area of the authority;
 - (f) an NHS trust and an NHS foundation trust all or most of whose hospitals, establishments and facilities are situated in the area of the authority;

Status: This is the original version (as it was originally enacted).

- (g) a person providing services under section 114 of the Learning and Skills Act 2000 (c. 21) in any part of the area of the authority;
 - (h) the Children and Family Court Advisory and Support Service;
 - (i) the governor of any secure training centre in the area of the authority (or, in the case of a contracted out secure training centre, its director);
 - (j) the governor of any prison in the area of the authority which ordinarily detains children (or, in the case of a contracted out prison, its director).
- (4) A children’s services authority in England must take reasonable steps to ensure that the Local Safeguarding Children Board established by them includes representatives of relevant persons and bodies of such descriptions as may be prescribed by the Secretary of State in regulations.
- (5) A Local Safeguarding Children Board established under this section may also include representatives of such other relevant persons or bodies as the authority by which it is established consider, after consulting their Board partners, should be represented on it.
- (6) For the purposes of subsections (4) and (5), relevant persons and bodies are persons and bodies of any nature exercising functions or engaged in activities relating to children in the area of the authority in question.
- (7) In the establishment and operation of a Local Safeguarding Children Board under this section—
- (a) the authority establishing it must co-operate with each of their Board partners; and
 - (b) each Board partner must co-operate with the authority.
- (8) Two or more children’s services authorities in England may discharge their respective duties under subsection (1) by establishing a Local Safeguarding Children Board for their combined area (and where they do so, any reference in this section or sections 14 to 16 to the authority establishing the Board shall be read as a reference to the authorities establishing it).

14 Functions and procedure of LSCBs

- (1) The objective of a Local Safeguarding Children Board established under section 13 is—
- (a) to co-ordinate what is done by each person or body represented on the Board for the purposes of safeguarding and promoting the welfare of children in the area of the authority by which it is established; and
 - (b) to ensure the effectiveness of what is done by each such person or body for those purposes.
- (2) A Local Safeguarding Children Board established under section 13 is to have such functions in relation to its objective as the Secretary of State may by regulations prescribe (which may in particular include functions of review or investigation).
- (3) The Secretary of State may by regulations make provision as to the procedures to be followed by a Local Safeguarding Children Board established under section 13.

15 Funding of LSCBs

- (1) Any person or body specified in subsection (3) may make payments towards expenditure incurred by, or for purposes connected with, a Local Safeguarding Children Board established under section 13—
 - (a) by making the payments directly; or
 - (b) by contributing to a fund out of which the payments may be made.
- (2) Any person or body specified in subsection (3) may provide staff, goods, services, accommodation or other resources for purposes connected with a Local Safeguarding Children Board established under section 13.
- (3) The persons and bodies referred to in subsections (1) and (2) are—
 - (a) the children's services authority in England by which the Board is established;
 - (b) any person who is a Board partner of the authority under section 13(3)(a) to (h);
 - (c) in a case where the governor of a secure training centre or prison is a Board partner of the authority, the Secretary of State; and
 - (d) in a case where the director of a contracted out secure training centre or prison is a Board partner of the authority, the contractor.

16 LSCBs: supplementary

- (1) The Secretary of State may by regulations make provision as to the functions of children's services authorities in England relating to Local Safeguarding Children Boards established by them.
- (2) A children's services authority in England and each of their Board partners must, in exercising their functions relating to a Local Safeguarding Children Board, have regard to any guidance given to them for the purpose by the Secretary of State.