

**2015 No. (W.)**

**SOCIAL CARE, WALES**

**The Safeguarding Boards (General)  
(Wales) Regulations 2015**

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations relate to Safeguarding Children Boards established under section 134(4) of the Social Services and Well-being (Wales) Act 2014 (“the Act”) and Safeguarding Adults Boards established under section 134(5) of the Act. In these Regulations Safeguarding Children Boards and Safeguarding Adults Boards are referred to collectively as “Safeguarding Boards”.

Regulation 3 and Schedule 1 set out the areas for which there are to be Safeguarding Boards.

Regulation 4 provides that the lead partners for children in the area are set out in Schedule 2 column 2 and the lead partners for adults in the area are set out in Schedule 2 column 3. Section 134(4) requires the lead partner in relation to children to establish a Safeguarding Children Board and section 134(5) requires the lead partner for adults to establish a Safeguarding Adults Boards for their respective Safeguarding Board area.

Regulation 5 sets out the information to be included in the annual plan published by Safeguarding Boards under section 136(1) of the Act.

Regulation 6 and Schedule 3 set out the information to be included in the annual report published by Safeguarding Boards under section 136(2) of the Act.

Regulation 7 provides for copies of the annual plan and annual report to be made available to the public and to the National Independent Safeguarding Board.

Regulation 8 requires Safeguarding Board partners to pay towards the Safeguarding Board’s expenditure, and provides for how the amount of the payments is to be determined.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result a Regulatory Impact Assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Social Services and Integration Directorate, Welsh Government, Cathays Park, Cardiff, CF10 3NQ.

**2015 No. (W.)**

**SOCIAL CARE, WALES**

**The Safeguarding Boards (General)  
(Wales) Regulations 2015**

*Made* xxxx

*Laid before the National Assembly for Wales*  
xxxx

*Coming into force* xxxx

The Welsh Ministers, in exercise of the powers conferred by sections 134(1) and (3), 136 (3) and 138 (3) of the Social Services and Well-being (Wales) Act 2014, and after consulting the Safeguarding Board partners for an area in accordance with section 134(3) and the Secretary of State in accordance with section 138(4) of that Act (1), make the following Regulations:

**Title, Commencement and Application**

1.—(1) The title of these Regulations is the Safeguarding Boards (General) (Wales) Regulations 2015.

(2) These Regulations come into force on xxxx.

(3) These Regulations apply in relation to Wales.

**Interpretation**

2. In these Regulations—

“the Act” (“ ”) means the Social Services and Well-being (Wales) Act 2014;

“annual plan” (“ ”) means the plan published by a Safeguarding Board under section 136(1) of the Act;

“annual report” means (“ ”) the report published by a Safeguarding Board under section 136(2) of the Act;

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(1) 2014 anaw 4.

“National Board” (“ ”) means the National Independent Safeguarding Board established by section 132(1) of the Act;

“principal local government area” (“ ”) means a principal local government area as set out in Parts I and II of Schedule 4 to the Local Government Act 1972;

“Safeguarding Board” (“ ”) means a Safeguarding Children Board(1) or a Safeguarding Adults Board(2).

### **Safeguarding Board Areas**

3. The areas in Wales for which there are to be Safeguarding Boards are the principal local government areas set out in column 2 of the table set out in Schedule 1, designated by the name opposite in column 1.

### **Lead Partners**

4.—(1) The Welsh Ministers specify the Safeguarding Board partner shown in column 2 of the table set out in Schedule 2 as the lead partner in relation to children for the area shown opposite in column 1.

(2) The Welsh Ministers specify the Safeguarding Board partner shown in column 3 of the table set out in Schedule 2 as the lead partner in relation to adults for the area shown opposite in column 1.

### **Annual plans**

5. A Safeguarding Board’s annual plan must include the following information —

- (a) a list of the members of the Safeguarding Board;
- (b) any particular outcomes the Safeguarding Board proposes to achieve;
- (c) a summary of any improvement the Safeguarding Board proposes to make to enable it better to fulfil its objectives;
- (d) an estimate of the amount of expenditure the Safeguarding Board is likely to incur in order to achieve its objectives;
- (e) a description of how the Safeguarding Board proposes to collaborate with other persons or

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(1) Safeguarding Children Boards are established by the Safeguarding Board lead partner in relation to children for the area in accordance with section 134(4) of the Social Services and Well-being (Wales) Act 2014 (“the Act”).

(2) Safeguarding Adults Boards are established by the lead partner in relation to adults in accordance with section 134(5) of the Act.

bodies engaged in activities relating to its objectives;

- (f) when and how the Safeguarding Board will give children and adults who are, or may be, affected by the exercise of its functions, the opportunity to participate in its work.

### **Annual reports**

**6.**—(1) A Safeguarding Board’s annual report must include the information set out in Schedule 3.

(2) As far as practicable the report is to follow the form of the Safeguarding Board’s most recent annual plan.

### **Publication of annual plans and annual reports**

**7.** A Safeguarding Board must—

- (a) make its current annual plan and annual report publicly available,
- (b) make available on request a copy of any of its past annual plans and annual reports,
- (c) send its current annual plan and annual report to the National Board.

### **Payments by Safeguarding Board partners**

**8.**—(1) The Safeguarding Board partners<sup>(1)</sup> referred to in in paragraph (3) must make payments towards expenditure incurred by, or for purposes connected with, the Safeguarding Board on which it is represented.

(2) In respect of each financial year<sup>(2)</sup> the amount of those payments is to be determined with reference to the estimate, given in the Safeguarding Board’s annual plan for that year, of the amount of expenditure that Board is likely to incur in order to achieve its objectives.

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- (1) Safeguarding Board partners are listed in section 134(2) of the Act as follows:
    - (a) the local authority for an area, any part of which falls within the Safeguarding Board area;
    - (b) the chief officer of police for a police area, any part of which falls within the Safeguarding Board area;
    - (c) a Local Health Board for an area, any part of which falls within the Safeguarding Board area;
    - (d) an NHS trust providing service in the Safeguarding Board area;
    - (e) the Secretary of State to the extent that the Secretary of State is discharging functions under section 2 and 3 of the Offender Management Act 2007 in relation to Wales;
    - (f) any provider of probation services that is regulated by arrangements under section 3(2) of the Offender Management Act 2007 to act as a Safeguarding Board partner in relation to the Safeguarding Board area.
  - (2) “Financial year” is defined in section 136(4) of the Act as meaning the twelve months ending with 31 March.

(3) The Safeguarding Board partners specified below must pay a proportion of the amount of the estimate so that —

- (a) the local authorities together pay 60% of the amount of the estimate, divided between them as indicated in paragraph (4),
- (b) the chief officer of police for a police area pays 10% of the amount of the estimate,
- (c) a Local Health Board pays 25% of the amount of the estimate,
- (d) any provider of probation services under the Offender Management Act 2007 section 3(2) pays 5% of the amount of the estimate.

(4) In accordance with paragraph (3)(a), each local authority is to contribute that proportion of the 60% which the population of its area bears to the population of the combined areas of all the local authority partners represented on the Safeguarding Board.

*Mark Drakeford*

Minister for Health and Social Services, one of the  
Welsh Ministers

Date

SCHEDULE 1 Regulation 3

Safeguarding Board Areas

<i>Name of Safeguarding Board area</i>	<i>Extent of Safeguarding Board Area</i>
Cardiff and Vale	principal local government areas of — Cardiff City and County Council and Vale of Glamorgan Council;
Cwm Taf	principal local government areas of — Merthyr Tydfil County Borough Council and Rhondda Cynon Taf County Borough Council;
Gwent	principal local government areas of — Blaenau Gwent County Borough Council, Caerphilly County Borough Council, Monmouthshire County Council, Newport City Council and Torfaen County Borough Council;
Mid and West Wales	principal local government areas of— Carmarthenshire County Council, Ceredigion County Council, Pembrokeshire County Council and Powys County Council;
North Wales	principal local government areas of— Conway County Borough Council, Denbighshire County Council, Flintshire County Council, Gwynedd County Council, Isle of Anglesey County Council and Wrexham County Borough Council;

Western Bay	principal local government areas of — Bridgend County Borough Council, City and County of Swansea Council and Neath Port Talbot County Borough Council;
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## SCHEDULE 2 Regulation 4

### Lead Partners

<i>Safeguarding Board Area</i>	<i>Lead partner in relation to children for the area</i>	<i>Lead partner in relation to adults for the area</i>
Cardiff and Vale	Vale of Glamorgan Council	Cardiff City and County Council
Cwm Taf	Rhondda Cynon Taf County Borough Council	Rhondda Cynon Taf County Borough Council
Gwent	Caerphilly County Borough Council	Caerphilly County Borough Council
Mid and West Wales	Pembrokeshire County Council	Carmarthenshire County Council
North Wales	Conwy County Borough Council	Conwy County Borough Council
Western Bay	Neath Port Talbot County Borough Council	Neath Port Talbot County Borough Council

## SCHEDULE 3 Regulation 6(1)

### Content of Annual Report

A Safeguarding Board's annual report must include the following information.—

- (a) a list of the members of the Safeguarding Board;
- (b) action the Safeguarding Board has taken to achieve particular outcomes;
- (c) the extent to which the Safeguarding Board has implemented its most recent annual plan, with particulars of how far any specific proposed improvements were implemented;



- (d) how the Safeguarding Board has collaborated with other persons or bodies engaged in activities relating to the board's objectives;
- (e) any requests the Safeguarding Board has made to qualifying persons under section 137(1) for specified information, and whether the requests were complied with;
- (f) achievements the Safeguarding Board made during the year;
- (g) the extent to which each member of the Safeguarding Board contributed to the Board's effectiveness;
- (h) an assessment of how the Safeguarding Board used its resources in exercising its functions or achieving its outcomes;
- (i) any underlying themes in the way the Safeguarding Board exercised its functions, as shown by an analysis of cases it has dealt with, and any changes it has put into practice as a result;
- (j) when and how children or adults exercised an opportunity to participate in the Safeguarding Board's work and how this contributed to the Board achieving its outcomes;
- (k) the number of adult protection and support orders which were applied for in the Safeguarding Board area, how many were made, and how effective they were;
- (l) any information or learning the Safeguarding Board has disseminated, or training it has recommended or provided;
- (m) how the Safeguarding Board has implemented any guidance or advice given by the Welsh Ministers or by the National Board;
- (n) other matters relevant to the work of the Safeguarding Board.