



Safeguarding Partnership Board

Memorandum of Understanding 2018

Co-operation with the Safeguarding Partnership Boards for the purpose of safeguarding children and adults in Jersey

DOCUMENT PROFILE

Short Title	Memorandum of Understanding – Safeguarding Partnership Boards
Document Purpose	To ensure that signatory organisations have a clear understanding of the role of the Safeguarding Partnership Boards and make a commitment to work with the Boards
Target Audience	Statutory departments and third sector agencies working to safeguard children and adults in Jersey
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Contents

1. Purpose of this Memorandum	3
2. Role of the Safeguarding Partnership Boards	5
3. Detailed Commitments.....	7
4. Learning Reviews	10
5. Safeguarding Standards.....	12
6. Confirmation of Agreement	14
Appendix 1 - What the organisational safeguarding standards mean to practice.....	15

1. Purpose of this Memorandum

- 1.1. Safeguarding and promoting the welfare of children and adults is the responsibility of everyone who comes into contact with them and their families/carers. The purpose of this Memorandum of Understanding (“MOU”) is to set out expectations on organisations with regard to the need to safeguard and promote the welfare of children and adults and co-operate with the Safeguarding Children Partnership Board and the Safeguarding Adults Partnership Board.
- 1.2. “Safeguarding”, both for adults and children, means protecting them from harm. In relation to children, this may include preventing impairment of children's health or development; ensuring that children grow up in circumstances consistent with the provision of safe and effective care; and taking action to enable all children to have the best life chances. In relation to adults, their circumstances may be such that they may be deemed to be ‘at risk’ of abuse or neglect and to require safeguarding from that risk. For example, adults requiring extra support, because of frailty, a learning disability, physical disability, sensory impairment or mental health problem which makes them unable to protect themselves against harm and abuse, may need to be safeguarded.
- 1.3. This MOU reflects the decision by the Council of Ministers¹ to establish parallel Safeguarding Adults and Safeguarding Children Partnership Boards, both chaired by the Independent Joint Safeguarding Chair (“the Independent Chair”). For the purposes of this MOU they are referred to collectively as the Safeguarding Partnership Boards.
- 1.4. The purpose of this MOU is to ensure that organisations have a clear understanding of the role of the Safeguarding Partnership Boards and make a commitment to co-operate with them, in particular by providing them with the information they require to fulfill their coordinating and monitoring functions and enable the Boards to hold agencies to account for their safeguarding practice and arrangements. It also provides additional clarity as to organisational responsibilities to ensure effective safeguarding systems are in place to safeguard adults and children in Jersey.
- 1.5. This MOU sets out how organisations should work with the Safeguarding Partnership Boards and a number of detailed commitments and safeguarding standards. It is based on statutory guidance in England contained in “Working Together to Safeguard Children 2015”² and statutory relevant legislation and guidance for adult safeguarding in the English Care Act 2014.
- 1.6. This MOU should be read by Ministers, the Chief Executives of participating organisations and their senior managers. By agreeing to this MOU, Ministers and the Chief Executives of each organisation undertake to ensure that their department’s practices and procedures facilitate co-operation with the Safeguarding

¹ At the meeting of the 4th October 2012

² [Working together to safeguard children 2015](#)

Partnership Boards' and comply with the detailed commitments and safeguarding standards set out in this MOU. Senior management within each organisation is then charged with ensuring that their organisation delivers on this undertaking.

- 1.7. This MOU has been agreed by the Independent Joint Chair of the Safeguarding Boards and the Ministers of the Children's and Vulnerable Adults' Policy Group together with the following persons, on behalf of their departments or organisations (hereafter referred to as "signatories").
 - a. The Chairman of the Comité des Connétables on behalf of the Honorary Police;
 - b. Chief Officer of the Health and Social Services Department;
 - c. Chief Officer of Community and Constitutional Affairs;
 - d. Chief Officer of Social Security Department;
 - e. Chief Officer States of Jersey Police;
 - f. Chief Officer Education;
 - g. Chief Officer Probation and After-Care Service;
 - h. Governor, States of Jersey Prison Service;
 - i. The Viscount;
 - j. Chief Executive Family, Nursing & Home Care;
- 1.8. In addition to the above, it is important to recognise the role that General Practitioners ("GPs") and voluntary and community sector bodies play in safeguarding children and adults. The Independent Chair and the signatories referred to above will work to ensure that the commitment of GPs, voluntary and community sector bodies and independent providers, to the requirements in this MOU, is secured. In 2015 the majority of GP practices became signatories to the MOU and all have designated safeguarding leads. It is anticipated that they or their representatives will, where appropriate, will continue to become signatories to this MOU. Notwithstanding the agreement within the MOU, GPs and other professionals are bound by the standards of their licensing bodies e.g. General Medical Council. These or other organisations that wish to become signatories to this MOU after it comes into effect may do so at the invitation of the Independent Chair.
- 1.9. In accordance with the commitments in Part 3 of this MOU, the signatories will ensure that they appoint representatives from their organisations to participate in the Safeguarding Partnership Boards. These representatives are referred to in this MOU as the "Members" of the Safeguarding Partnership Boards.
- 1.10. This MOU first came into effect on 1st November 2013, it has been reviewed and re-signed each subsequent year; the signatories and senior managers of participating organisations should use their best endeavors to bring it to the attention of their managers and staff that have contact with children, adults and their families.

2. Role of the Safeguarding Partnership Boards

- 2.1. Children and adults are best safeguarded when professionals are clear about what is individually required of them and how they need to work together. This means that organisations, and those who work or volunteer for them, must take a coordinated approach to their safeguarding roles. The Safeguarding Partnership Boards will co-ordinate work in Jersey to safeguard children and adults and monitor and challenge the effectiveness of Jersey's arrangements.
- 2.2. The Safeguarding Partnership Boards have a number of specific roles to play in safeguarding and protecting children and adults. In overview, the safeguarding role of the Safeguarding Partnership Boards is to:
 - a. Co-ordinate what is done by each organisation participating in the Boards for the purposes of safeguarding and promoting the welfare of children and adults in Jersey;
 - b. Promote understanding of the need and means to protect children and adults from harm; and
 - c. Monitor and ensure the effectiveness of the safeguarding systems that are in place both within and between organisations in Jersey.
- 2.3. As part of its co-ordinating role the Safeguarding Partnership Boards will develop policies and procedures to promote the welfare of children and adults and safeguard them from any form of harm. These policies and procedures may, among other things, relate to the:
 - a. Training of persons who work with children or vulnerable adults in services affecting their safety and welfare;
 - b. Safe recruitment and supervision of persons who work with children or adults;
 - c. Action to be taken where there are concerns about a child's or adult's safety or welfare, including thresholds for intervention;
 - d. Investigation of allegations concerning persons who work with children or adults;
 - e. Inter-agency arrangements for child and adult protection enquiries, and associated police investigations, and setting out the circumstances in which joint enquiries are necessary and/or appropriate; and
 - f. Safety and welfare of children who are privately fostered.
- 2.4. The Safeguarding Partnership Boards may also publish guidance on best practice to protect children and adults from abuse and harm; raise public and professional awareness of how this can best be done and encourage change where that is

necessary. They may also promote and explain the policies and procedures to those who may be affected by them.

2.5. As part of its role in monitoring the effectiveness of what is done collectively and individually by organisations to protect children and adults, the Safeguarding Partnership Boards will:

- a) Ensure that investigations into allegations concerning persons who work with children are carried out effectively;
- b) Periodically audit inter-agency practice, focusing on compliance with the multi-agency procedures, the quality of service and the views of service users;
- c) Monitor the arrangements (including recruitment and training policies) made by the States of Jersey and voluntary and private agencies to ensure that the children and adults to whom they provide services, are protected and safeguarded;
- d) Operate a multi-agency complaints procedure so that persons who have been subject of, or affected by, a protection or abuse enquiry can make a formal complaint, or express dissatisfaction where they have concerns about how agencies have been working together to safeguard a child or adult;
- e) Actively seek feedback from adults and children who are in receipt of child or adult protection services or have experience of how the procedures and guidelines work in practice, so that their opinions can be taken into account when evaluating and further developing guidelines and procedures;
- f) Participate in the planning of services for children and adults in Jersey; and
- g) Undertake Serious Case Reviews (SCRs), advise the individuals and organisations involved on lessons to be learned and monitor the implementation of recommendations (see section 4.1).

3. Detailed Commitments

- 3.1 The detailed commitments made by signatories with regard to working together with the Boards are set out below.

Relationship between signatories, organisations and the Independent Chair

- 3.2 The signatories acknowledge that the Safeguarding Partnership Boards are chaired independently and that in order to be effective they require the co-operation and participation of the Members and the organisations which they represent. The signatories agree that their organisations will take all appropriate and proportionate steps to support and facilitate the work of the Safeguarding Partnership Boards.
- 3.3 The Safeguarding Partnership Boards are funded by Community and Constitutional Affairs, but all signatories agree, as may from time to time be appropriate, to provide the Board with such additional and proportionate resources in kind as other commitments will allow, as may be required to facilitate their work.
- 3.4 The Independent Chair agrees to work closely with all organisations to improve outcomes for children and adults.

Participation on the Safeguarding Partnership Boards

- 3.5 Each signatory agrees that their organisation, or their 'representative body', shall provide at least one representative who will be a Member of the relevant Safeguarding Partnership Board or Boards and will regularly attend and participate in the meetings of the Board or Boards. Members should be people with a strategic role in relation to safeguarding and promoting the welfare of children and adults within their organisation. They should be able, where possible, to:

- speak for their organisation with authority;
- commit their organisation on policy and practice matters; and
- hold their own organisation to account and hold others to account.

Members should make it clear where they are unable to do so because their organisation lacks a common position or otherwise.

- 3.6 Two or more organisations may be represented by the same Member, provided that the criteria set out in the previous paragraph are satisfied.
- 3.7 The Independent Chair will take reasonable steps to ensure that the Safeguarding Partnership Boards include lay members representing the local community. Lay members will operate as full members of the Boards, participating as appropriate on the Board itself and on relevant sub-groups and will be recruited by a

transparent public recruitment process. Lay members should help to make links between the Boards and community groups, support stronger public engagement in local safety issues and an improved public understanding of the Board's work. All confidentiality and data security obligations shall apply to lay members.

- 3.8 The signatories representing the Education Department agree that their department will take steps to ensure that all types of schools (early years, primary, secondary and further education) are effectively represented on the Safeguarding Partnership Boards.
- 3.9 Where the Safeguarding Partnership Boards require, signatories agree that their organisations shall make available to the Boards the expertise of frontline professionals working within their organisations from all the relevant sectors.

Annual Report

- 3.10 The Independent Chair will publish an annual report on the effectiveness of child and adult safeguarding and of the work of Safeguarding Boards. The report will be published in relation to the preceding year and fit with local planning, commissioning and budget cycles. The report will be submitted to the Council of Ministers Community Policy Group, and all Members of the Safeguarding Partnership Boards before being made publically available.
- 3.11 Each annual report will provide a rigorous and transparent assessment of the performance and effectiveness of services; identify areas of weakness; the causes of those weaknesses and the action being taken to address them as well as other proposals for action. The report will include lessons from SCRs undertaken within the reporting period. The report will also list the contributions made by organisations and details of the Safeguarding Partnership Board's spending, including on SCRs and other specific expenditure such as learning events or training.

Information sharing

- 3.12 Information sharing is essential to the effective operation of the Safeguarding Partnership Boards and the Boards have an important role to play in supporting information sharing between and within organisations and addressing any barriers to information sharing. The signatories agree that the Safeguarding Partnership Boards shall agree and keep under review an effective protocol for the sharing of information between their organisations. This protocol will set out the standards of data security and confidentiality required, ensuring compliance with the Data Protection (Jersey) Law 2005. It will also include a requirement on agencies to inform the Independent Chair regarding all internal safeguarding enquiries, whether or not these are liable to result in a referral for a Safeguarding Adult Review or Serious Case Review.
- 3.13 The signatories agree that their organisations shall ensure that a culture of appropriate information sharing is developed and supported with suitable multi-

agency training.

- 3.14 The Safeguarding Partnership Boards may also ask an organisation to provide specific information where that is necessary and proportionate to a particular legitimate aim. The members of the Safeguarding Partnership Boards agree to ensure that such specific requests as are necessary, lawful and proportionate are complied with, within a reasonable time.
- 3.15 The signatories agree that the sharing of information regarding child deaths within the Island is necessary to facilitate the Safeguarding Partnership Boards work and will ensure that their organisations provide appropriate information about child deaths, in a timely manner, to the Safeguarding Children Partnership Board to enable the Board to identify any trends or concerns through the Child Death Overview Panel

Learning and improvement

- 3.16 The signatories agree that organisations, and those who work or volunteer for them, need to reflect on the quality of their services and learn from their own practice and that of others. The signatories agree that their organisations shall share good practice so that there is a growing understanding of what works well. Conversely, when things go wrong, signatories agree that there needs to be a rigorous, objective analysis of what happened and why, where appropriate led by the Safeguarding Partnership Boards, so that important lessons can be learnt and services improved to reduce the risk of future harm to children and adults.
- 3.17 The signatories agree that the Safeguarding Partnership Boards should maintain a local learning and improvement framework which is shared across local organisations who work with children, families and adults. This framework should cover reviews and audits which are aimed at driving improvements to safeguarding. The framework should enable organisations to be clear about their responsibilities, to learn from experience and improve services as a result.
- 3.18 Signatories agree to give their organisation's full commitment to supporting the conduct of any review and to share with the Boards all internal (serious untoward incident reviews etc.) that relate to safeguarding or protection. This commitment will be subject to limitations required by data protection considerations, with attention drawn to the possibility of redacting documents.

4. Learning Reviews

- 4.1. The Safeguarding Partnership Boards will conduct Serious Case Reviews SCRs³, in respect of children and Safeguarding Adult Reviews⁴ in relation to adults. The Boards will also undertake, partnership reviews into cases that do not meet the criteria for an SCR but can identify learning as to the way organisations work together to safeguard and protect the welfare of children and adults; reviews into good practice may also be undertaken
- 4.2. The signatories and Independent Chair agree that Serious Case Reviews these reviews will be conducted in accordance with the criteria in 'Working Together' 2015 (for children) and in accordance with the Care Act 2014 for adults⁵.
- 4.3. The decision to undertake a Serious Case Review rests with the Independent Safeguarding Chair.
- 4.4. The criteria for undertaking a Serious Case Review in respect of a child are:
 - (a) abuse or neglect of a child is known or suspected; and
 - (b) either (i) the child has died; or (ii) the child has been seriously harmed; and
 - (c) there is cause for concern as to the way in which the authority, their Board partners or other relevant persons have worked together to safeguard the child.

Cases which meet one of the criteria (i.e. (a) and or (b)(i), (b)(ii) must always trigger an SCR, (b)(i) includes cases where a child died by suspected suicide. Where a case is being considered under (b)(ii), unless there is definitive evidence that there are no concerns about inter-agency working, the LSCB must commission an SCR.

In addition, even if one of the criteria is not met, an SCR should always be carried out when a child dies in custody, in police custody, on remand or following sentencing, in a Young Offender Institution, in a secure training centre or a secure children's home. The same applies where a child dies who was detained under the Mental Health (Jersey) Law 1969.

"Seriously harmed" in the context of (b)(ii) above includes, but is not limited to, cases where the child has sustained, as a result of abuse or neglect, any or all of the following:

- a potentially life-threatening injury;

- serious and/or likely long-term impairment of physical or mental health or physical, intellectual, emotional, social or behavioural development.

This definition is not exhaustive. In addition, even if a child recovers, this does not mean that serious harm cannot have occurred. LSCBs should ensure that their considerations on whether serious harm has occurred are informed by available research evidence.

4.5. The criteria for undertaking a Serious Case Review in respect of an adult are:

The SAPB must arrange for there to be a review of a case involving an adult in Jersey with needs for care and support (whether or not the States of Jersey has been meeting any of those needs) if—

- (a) there is reasonable cause for concern about how the SAPB, members of it or other persons with relevant functions worked together to safeguard the adult, and
- (b) condition 1 or 2 is met.

Condition 1 is met if—

- (a) the adult has died, and
- (b) the SAPB knows or suspects that the death resulted from abuse or neglect (whether or not it knew about or suspected the abuse or neglect before the adult died).

Condition 2 is met if—

- (a) the adult is still alive, and
- (b) the SAPB knows or suspects that the adult has experienced serious abuse or neglect.

The SAPB may arrange for there to be a review of any other case involving an adult in its area with needs for care and support (whether or not the States of Jersey has been meeting any of those needs).

Each member of the SAPB must co-operate in and contribute to the carrying out of a review under this section with a view to—

- (a) identifying the lessons to be learnt from the adult's case, and
- (b) applying those lessons to future cases.

4.6. The signatories agree to ensure that SCRs will be conducted in accordance with the following principles and good practice:

- a. The approach taken to SCRs will be proportionate, according to the scale and level of complexity of the issues being examined; a variety of different models may be used.
- b. SCRs will be led by experienced independent consultants who will be contracted to act as the SCR Panel Chair and the Independent Overview

Author;

- c. All organisations will nominate individuals who are independent of the case under review and have professional knowledge of the area under review to complete Independent Management Reports that inform the Overview Report;
- d. SCRs will make use of relevant research and case evidence to inform the findings and will seek to understand practice from the viewpoint of the individuals and organisations involved at the time, rather than using hindsight;
- e. Practitioners must be fully involved in reviews and invited to contribute their perspectives without fear of being blamed for actions they took in good faith; reviews must recognise the complex circumstances in which professionals work together to safeguard children and adults; and the procedures in operation at the time of the incidents that led to the review;
- f. Families, including surviving children, should be invited to contribute to reviews and they should understand how they are going to be involved and have their expectations managed appropriately and sensitively;
- g. The child or adult should remain at the centre and focus of the process;
- h. Consideration will be given to publishing, either in full or in part, the overview report of SCRs and the Safeguarding Partnership Board's response to the review findings. The Board will give careful consideration when making a decision about publication to the need to balance the benefits of publishing all or some of the review with the need to protect the rights, including the privacy rights, of individuals. The signatories and the Independent Chair recognise that in some cases, the Boards may decide that this balance may weigh in favour of withholding from publication some or all of the contents of a review;
- i. The decision to publish or not rests with the Independent Safeguarding Chair;
- j. The impact of SCRs and other reviews on improving services to children and families and on reducing the incidence of deaths or serious harm to children or adults must be described in the Safeguarding Partnership Board's annual reports and will inform any inspections; and
- k. Improvement must be sustained through regular monitoring and audit so that the findings from these reviews make a real impact on improving outcomes for children and adults.

5. Safeguarding Standards

5.1. The signatories agree to ensure that, so far as appropriate, their organisations will carry out their functions with regard to children, adults and their families in accordance with the safeguarding standards set out below.

5.2. The signatories agree that their organisations will ensure that:

- a. Senior management are committed to the importance of safeguarding and promoting children's and adult's welfare, including promoting and ensuring the use of the Multi-Agency Child Protection and/or the Adult Safeguarding Procedures within their organisation;
 - b. Senior management have a clear statement of the organisation's responsibilities for safeguarding children and adults, and this is made available to all staff; this includes ensuring that service users and their families are informed about complaints procedures;
 - c. There exists a clear line of accountability within the organisation for work on safeguarding and promoting the welfare of children and adults;
 - d. Service development takes account of the need to safeguard and promote welfare and is informed, where appropriate, by the views of children, adults, families and carers;
 - e. Staff training on safeguarding and promoting the welfare of children and adults for all staff working with or in contact with children, adults, families and carers is appropriate and in line with the recommendations of the Safeguarding Boards' training strategy;
 - f. Safe recruitment procedures are in place;
 - g. Effective inter-agency working to safeguard and promote the welfare of children and adults is promoted; and
 - h. Effective information sharing protocols exist and are implemented ensuring compliance with appropriate data handling and confidentiality procedures.
- 5.3. Signatories agree that compliance with these standards will be monitored and audited annually by the Safeguarding Partnership Boards and will ensure that their organisations cooperate with any monitoring or auditing activities carried out by the Boards.
- 5.4. The signatories agree that the Safeguarding Partnership Boards will work to agree and to keep under review a document that explains what each of these standards requires of organisations in practice (Appendix 1). Signatories agree that their organisations will use their best endeavors to bring that document to the attention of social workers and professionals from health services, adult services, the police, education and the voluntary and community sector that have contact with children, vulnerable adults and their families.

6. Confirmation of Agreement

On behalf of.....

I have read and understood the terms of this MOU and I undertake to ensure that my organisation's practices and procedures facilitate co-operation with the Safeguarding Partnership Board and comply, as resources will allow, with the detailed commitments and safeguarding standards set out in this MOU.

Name.....

Position.....

Signature.....

Date.....

Appendix 1 - What the organisational safeguarding standards mean to practice

Organisations will ensure that:

a. Senior management are committed to the importance of safeguarding and promoting children's and adult's welfare

This may be evidenced through:

- Named person at senior level responsible for safeguarding and championing role clearly in job description
- Corporate plans include reference to safeguarding and staff involved
- Senior managers demonstrate good understanding of safeguarding
- Annual monitoring is in place and is communicated to staff and action plans to address issues developed
- Promoting and ensuring the use of the SPB's multi agency safeguarding policies and procedures

b. Senior management have a clear statement of the organisation's responsibilities for safeguarding children and adults, where appropriate, and this is available for all staff

This may be evidenced through:

- All staff are aware of their organisation's safeguarding policies and procedures
- All staff are aware of and comply with the SPBs' Inter-agency Safeguarding Policies and procedures
- Effective complaints system in place, which is in line with current guidance, for children, staff and other people to make complaint about non-compliance with agency procedures. Information is targeted and accessible e.g. child-friendly complaints information
- Organisation demonstrates how recommendations / outcomes on practice are communicated to staff
- Commissioning arrangements include monitoring of safeguarding responsibilities
- Organisation can demonstrate policies and procedures have positive impact on outcomes for children/adults

c. There exists a clear line of accountability within the organisation for work on safeguarding and promoting the welfare of children and adults

This may be evidenced through:

- Named person has ultimate accountability for safeguarding arrangements
- There are clear lines of accountability from staff through organisation to named person and flow chart of accountability is displayed and available to staff
- Anyone who comes into contact with children, adults or their families in the course of their work has their responsibility for safeguarding welfare explicitly stated in job description.
- Staff are aware who has overall responsibility for their agency's contribution, and are clear of own responsibilities.
- Effective supervision and monitoring is available to all staff.

d. Service development takes account of the need to safeguard and promote welfare and is informed, where appropriate, by the views of children, adults, families and carers

This may be evidenced through:

- Children, families and adult service users are actively involved in the design, development and delivery of services and their involvement is demonstrated.
- Different methods of communication are available to children and adults with communication difficulties to express their views.
- Children, young people and adult service users are involved in the development of equal opportunity policies
- There is a responsive process in place to act on identified unmet needs
- Improved outcomes for service users are demonstrated as a result of service development

e. Staff training on safeguarding and promoting the welfare of children and adults for all staff working with or in contact with children, adults, families and carers is appropriate and in line with the recommendations of the Safeguarding Board's training strategy.

This may be evidenced through:

- A clear induction process is in place for all staff that addresses safeguarding and is delivered in a timely way
- Staff receive appropriate safeguarding training (ref SPB Training Strategy) and individual training plans are in place; training enhances staff awareness of safeguarding and diversity issues
- Organisations can evidence training undertaken by staff through a database
- Organisations can demonstrate impact of training on practice and improved outcomes

f. Safe recruitment procedures are in place

This may be evidenced through:

- Organisations (including States of Jersey HR) have safe recruitment and selection procedures in place in line with best practice recommendations
- Organisations can demonstrate that agencies commissioned to provide services have safe recruitment in place
- Safe recruitment training is in place for managers involved in recruitment
- Organisations have 'managing allegations' procedures in place
- A senior manager has been identified for the receipt and management of allegations against people in a position of trust and knows who is the Position of Trust Officer for the States of Jersey, responsible for managing and advising regarding allegations, and when it is appropriate to contact them
- Support is available for staff who are subject to an allegation
- Audit processes are in place to monitor safer recruitment and managing allegations

g. Effective inter-agency working to safeguard and promote the welfare of children and adults is promoted

This may be evidenced through:

- Multi-agency working is actively promoted and children, families and adult service users are consulted regarding the effectiveness of such inter-agency working.
- Early assessment tools are utilised to improve outcomes and are monitored for effectiveness of improved outcomes
- Outcomes identified through assessment of children/adults are monitored to demonstrate improvement at all levels of intervention

- Organisations ensure effective contribution to multi-agency child protection conferences, adult reviews and care planning
- Participation in multi agency case planning at multi-agency meetings is monitored and non-attendance addressed

h. Effective information sharing protocols exist, where appropriate, and are implemented.

This may be evidenced through:

- Organisations have a clear policy on appropriate information sharing to ensure children and adults are safeguarded and their welfare promoted. Organisations can evidence how this impacts on outcomes
- Training addresses the need for effective information sharing and encourages staff to use professional judgement
- Staff know where to seek advice on information sharing and have confidence in their professional judgement
- The highest standards of data handling and security in compliance with the agreed protocol and the Data Protection (Jersey) Law 2005