

FOI 9113 Arrangements for safeguarding arrested and detained children

Policy

1. Please provide your policy and procedures documents that cover arrangements concerning receipt of a request for an appropriate adult; attendance at the police station; addressing disposals (including youth cautions); Youth Justice Board remand management guidance; arrangements for accommodation usually of an emergency nature under section 21(2)(a) and(b) Children Act.

Refer to documents:

- Appropriate Adult For Young People - Protocol
- Volunteering in the YOT
- Appropriate Adult Monitoring Form
- Standard Appropriate Adult Agreement
- Request for Appropriate Adult

2.

- (i) Please provide details of policies and procedures concerning children making complaints including standard documentation that is given to children.

Refer to document: Remember your rights

- (ii) Please describe if and how these are made available to children detained at the police station who are not accommodated as required by section 21 Children Act? For example are such complaint procedures made available at the police station or by the YOT at court; to the child or to the child's legal representative?

Complaints forms are not provided by the YOT at the police station, neither do the police provide their own complaints procedures in the station as standard, complaints will be referred to the Custody Sergeant. All YOT leaflets explaining our interventions include a section on how to make a complaint.

3. Please describe your arrangements in terms of service delivery method and provider type; availability; person specification criteria; status in terms of whether a volunteer, sessional worker or local authority full time employee; arrangements for supervision and management.

Refer to documents:

- Appropriate Adult Monitoring Form
- Appropriate Adult Protocol
- Standard Appropriate Adult Agreement

The YOT AA service is delivered Monday – Friday 9am – 5pm. This service is provided by community volunteers. Appropriate Adults are expected to attend a minimum of x3 monthly one to one supervision with the Appropriate Adult Coordinator, however volunteers will also be expected to meet once a month for more informal discussions around their call-outs etc.

- 4.
- (i) How many appropriate adults do you or your service provider have available within your local authority area? **Six**
 - (ii) Over the last three month period what percentage have attended the police station on: Less than five occasions; 5 – 10 occasions; more than 10 occasions **We have two volunteers who respond to 90% of all our calls**
5. If you or your service provider have a job that fulfils the role of an appropriate adult coordinator please provide the job description and person specification and details of how, when and where the post was last advertised
Refer to document: Job Description/Person Specification.
 Advertised on The Guardian online in October 2002
- 6.
- (i) Please provide specific details of the training that was delivered to your last cohort of appropriate adults who were recruited together with a summary of on-going training
Refer to: Power Point presentation on AA Training, which is provided alongside case studies/group discussions & exercises. Delivered over x2 days and AA's are expected to carry out x3 days of YJB Foundation Training which includes an overview of child & adolescent development, why young people commit crime, risk and protective factors, effective communication, challenging communication, problem solving, victims of crime, risk led interventions, effective interventions, safeguarding and child protection. Further sessions offered include evening and half day sessions on SM, Mental Health and refresher training.
 - (ii) Who delivered this? **Referral Order Coordinator**
 - (iii) How and in what way was the Children's Services training department/officer engaged in this? **Not involved.**
 - (iv) Is the program validated or accredited in any way and, if so, with whom? **No**
7. Please provide details of written material provided to or available to appropriate adults. This may include legislation including secondary legislation, text books such as a primer on criminal law etc.
Refer to documents: Pace Code information and Powerpoint presentation.
 Volunteers are also provided with a copy of our protocol and YOT contact details.
8. If not included in the above, what training do your appropriate adults receive concerning the Children Acts 1989 and 2004 and thresholds for action most recently referred to in Working Together 2013? **None**

Statutory National Standards and Youth Justice Board Guidance

- 9.
- (i) Over the last three months how many requests have been received by the local authority under section 38(6) PACE and section 21(2)(b) Children Act 1989? Please break down these requests between secure accommodation and non-secure accommodation.
Non-secure accommodation – One
Secure accommodation - One

- (ii) How many such children have been accommodated by the local authority and how many have been left in police cells? [There were two cases where the appropriate course of action was for the children to remain in police custody overnight.](#)
- (iii) In relation to those transferred to local authority accommodation how many have failed to appear in court or committed offences before doing so? [None](#)
- (iv) In how many of these cases did the local authority provide the appropriate adult through: the YOT or an externally provided service? There will be some cases where neither of these apply. [Two](#)
- (v) Distinguishing between those left in police cells and those moved to local authority accommodation (it may be that there is no distinction if all were dealt with in one way or another) what were the remand outcomes at court on first appearance? [One on remand to Local Authority \(already on a Care Order\), and one in Youth Detention Accommodation](#)
- (vi) On how many occasions has a member of the YOT (as opposed to a volunteer or contracted out person) attended the police station in relation to the above cases and advocated for bail or made arrangements for a child detained under section 38(6) PACE to be transferred to local authority accommodation as required by law? [The answer is unknown due to paper records being missing. Without being able to refer to our records we are unable to provide this information.](#)
- (vii) How does your YOT apply in practice the Youth Justice Board guidance **Refer to documents:** [Pace Code information and Powerpoint presentation 'Pace Code C'](#). The Youth Justice Board guidance is used as a basis for training the YOT in carrying out their roles and responsibilities.
- (viii) Has the issue of children detained in police cells under section 38 been drawn to the attention of your Local Safeguarding Children Board and to what effect? Please provide minutes or links that relate to this.
[The issue has not been raised with the LSCB](#)