

SAFEGUARDING CHILDREN BOARD

TERMS OF REFERENCE

PART 7

SAFEGUARDING CHILDREN BOARD (CA 2004, ss13 to 14B)

82. Safeguarding Children Board (CA 2004, s13)

(1) The Crown is under a duty to ensure that there continues to be a Safeguarding Children Board.

(2) The Board must include the following or their representatives —

- (a) the elected members of the Legislative Assembly with portfolio responsibility for health, social services and education matters;
- (b) the senior officers in the Falkland Islands Government with responsibility for health, social services and education;
- (c) the Chief Medical Officer; and
- (d) the Chief Police Officer.

(3) The Board must also include representatives from the departments within the Falkland Islands Government that deal with —

- (a) nursing;
- (b) social services; and
- (c) probation services.

(4) The Board must include (as an adviser) the Attorney General or a representative of the Attorney General.

(5) The Board may also include —

- (a) representatives (as members or observers) from the Ministry of Defence;
- (b) representatives (as members or observers) from one or more organisations with a role relating to the welfare of families of those serving in the armed forces;
- (c) representatives (as members or observers) from one or more other organisations with a role relating to the welfare of children or families; and
- (d) as an observer, the Governor (acting with discretion) or a representative of the Governor (acting with discretion).

83. Functions and procedure of Safeguarding Children Board (CA 2004, s14)

(1) The objective of the Safeguarding Children Board is —

- (a) to co-ordinate what is done by (and on behalf of) the Crown under its various functions (both statutory and non-statutory) for the purposes of safeguarding and promoting the welfare of children; and
- (b) to ensure the effectiveness of what is done by (or on behalf of) the Crown for those purposes.

(2) The Board is to have such functions in relation to its objective as the Governor may by regulations prescribe (which may in particular include functions of review or investigation).

(3) The Governor may by regulations make provision as to the procedures to be followed by the Board.

84. Safeguarding Children Board: annual reports (CA 2004, s14A)

(1) At least once in every 12 month period, the Safeguarding Children Board must prepare and publish a report about safeguarding and promoting the welfare of children.

(2) The Board must submit copies of the report to the Governor and the Legislative Assembly.

85. Supply of information requested by Safeguarding Children Board (CA 2004, s14B)

(1) The Safeguarding Children Board may request a person or body to supply information specified in the request to the Board.

(2) The request must be complied with if the person is a public officer or if the body is a statutory body

(3) The request must meet the three conditions specified in subsections (4) to (6).

(4) The first condition is that the request is made for the purpose of enabling or assisting the Board to perform its functions.

(5) The second condition is that the request is made to a person or body whose functions or activities are considered by the Board to be such that the person or body is likely to have information relevant to the exercise of a function by the Board.

(6) The third condition is that the information relates to —

- (a) the person or body to whom the request is made,
- (b) a function or activity of that person or body, or
- (c) a person in respect of whom a function is exercisable, or an activity is engaged in, by that person or body.

(7) The information may be used by the Board, only for the purpose of enabling or assisting the Board to perform its functions.