

## Item 09 – Appendix 3

Clarification of reasons for the recommendation provided by the Chair

CYP Board 18<sup>th</sup> October 2021

Referral to the Audit and Governance Committee - Special Needs Provision Item 6

2.1 to provide clarification as to why the matter has been referred to the Audit and Governance Committee and provide any detail or information necessary to assist further discussion.

To clarify this referral meets the Audit and Accounts Committee following terms of reference:

Governance, Risk, Control

4) To review any issue referred to it by the chief executive or a strategic director or any council body. In this case the Children and Young People's Scrutiny Review Board.

7) To monitor progress in addressing risk- related issues reported to the committee and 8) To consider the council's compliance with its own and other published standards and controls.

This being the poor Governance resulting in the further resolution (which was passed) of the Children and Young People's Board to change council policy.

The CYP Department making decisions that pre-empt the Quasi-Judicial Planning process. Review of processes needed.

If the process by which school placement decisions are made is flawed, then the authority risks financial loss by tribunal, Local Government and Social Care Ombudsman or Judicial Review. This

can have a detrimental impact on the educational and social outcomes of Children and Young people from Derby City. Review of decision-making processes and procedures needed.

Chair of CYP Board is happy to work with Audit and Governance Committee and offer any further assistance that is needed.