



# Derby Safeguarding Adults Board

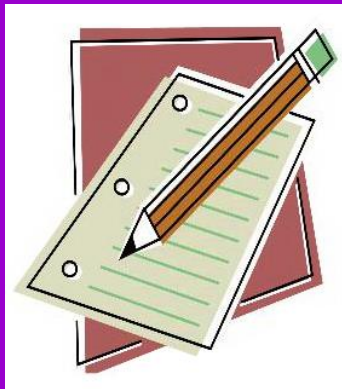


**Annual Report 2022-2023**

# Contents

<b>1. Statement from the Chair</b>	
1.1 Foreword	<b>4</b>
<b>2. Derby Safeguarding Adults Board 2022-23</b>	
2.1 Derby Safeguarding Adults Board (DSAB)	<b>6</b>
2.2 Resources and Funding	<b>8</b>
2.3 DSAB Subgroups	<b>8</b>
2.3.1 Learning and Development Subgroup	<b>9</b>
2.3.2 Quality Assurance Subgroup	<b>10</b>
2.3.3 Mental Capacity Act Subgroup	<b>11</b>
2.3.4 Safeguarding Adults Review Subgroup	<b>12</b>
2.3.5 Making Safeguarding Personal Subgroup	<b>13</b>
2.3.6 Policies and Procedures Subgroup	<b>14</b>
2.4 Safeguarding Adults in Practice	<b>17</b>
<b>3. Safeguarding and Deprivation of Liberty Safeguards (DOLS) Activity Report</b>	
3.1 Activity Reports	<b>19</b>
3.1.1 Safeguarding Adults Data 2022-23	<b>20</b>
3.1.2 Deprivation of Liberty Safeguards Data 2022-23	<b>22</b>
3.1.3 Deprivation of Liberty Safeguards in Practice	<b>25</b>
<b>4. Moving Forward</b>	
4.1 Board Priorities 2023-24	<b>26</b>
<b>5. Statements from Partners</b>	<b>27</b>

# 1. Statement from the Chair



## 1.1 Foreword

Welcome to this Derby Safeguarding Adults Board (DSAB) annual report for 2022/23.

Once again, the last year has been another one where we are all having to get used to living with the Covid virus.

I have been so impressed by the ongoing commitment of all board partners and front-line staff to our agenda. This has been so important to ensure that our most vulnerable members of society in the City are protected. I am fully aware of the tremendous pressure that staff have been working under and for their professionalism I am truly grateful.

The last year has seen a further increase in Safeguarding referrals which I believe is partly due to a greater awareness of everyone about safeguarding.

Within this report you will find details of board activity and the contribution of our partners in the last year.

I sincerely hope you will find the time to read this report.

Best wishes,

*Allan Breeton*

Independent Chair, Derby Safeguarding Adults Board



# **2. Derby Safeguarding Adults Board (DSAB) 2022-23**



## 2.1 Derby Safeguarding Adults Board (DSAB)

### Who are we and what we do:

The work of safeguarding adults boards (SABs) is directed by legislation, namely The Care Act 2014. The Care Act states that SABs must assure themselves that local safeguarding arrangements and partners are protecting adults in its area who:

- have needs for care and support (whether or not the local authority is meeting any of those needs) and;
- are experiencing, or at risk of, abuse or neglect; and
- as a result of those care and support needs are unable to protect themselves from either the risk of, or experience of abuse or neglect.

Safeguarding Adults Boards have the following statutory duties:

- To produce and publish an Annual Report detailing the activity and effectiveness of the Board over the previous year.
- develop and publish a strategic plan setting out how they will meet their objectives and how their member and partner agencies will contribute
- commission safeguarding adults reviews (SARs) for any cases which meet the criteria for these in accordance with Section 44 of the Care Act

**The six principles of Safeguarding Adults are set out in the Care Act 2014 and each hold equal importance in the effective safeguarding of adults:**

<b>Empowerment</b>	Citizens in Derby should be supported and encouraged to make their own decisions and informed consent.
<b>Protection</b>	Support and representation for those in greatest need.
<b>Prevention</b>	It is better to take action before harm occurs.
<b>Proportionality</b>	The least intrusive response to the risk presented.
<b>Partnership</b>	Services working with their communities to prevent, detect and report abuse and neglect.
<b>Accountability</b>	Transparency in safeguarding practice for Derby Citizens

**Derby Vision:**

**“Helping people make choices to keep safe”**

## **DSAB Strategic Plan and Priorities:**

The Derby Safeguarding Adults Board Strategic Plan 2019-23 has the three key priorities below to achieve its vision:

- **Making Safeguarding Personal (MSP):** DSAB will develop and embed an approach to its work that puts the adult at the heart of safeguarding. We will also support partners to develop processes which engage the adult, or their representative, in a conversation about how best to respond to individual safeguarding concerns.
- **Quality Assurance:** DSAB will develop and implement systems to assure itself that it and all partners have appropriate arrangements in place to safeguard those adults most at risk in Derby.
- **Prevention:** DSAB will develop and implement preventative strategies that seek to reduce incidence of abuse and neglect within Derby.

The Board has been independently chaired for 12 years by Allan Breeton and he continues to provide an independent perspective, challenge and support to the Board in order that it can meet its strategic objectives.

The Board meets quarterly and has robust governance arrangements across and within agencies. The Chair of the Board ensures that links are made with other Boards that impact on Safeguarding Adults in Derby, including the Derbyshire Safeguarding Adults Board, Derby City and Derbyshire Safeguarding Children Partnership, the Health and Well Being Board and the Derby City Prevent Strategy Board.

The DSAB plays an important role in the strategic development of adult safeguarding locally. The objective of the DSAB is to assure that local safeguarding arrangements and partners act to help and protect adults in Derby City who meet the criteria set out in the Care Act 2014.

The DSAB consists of senior representatives from the following:

- Derby City Council (DCC)
- NHS Derby and Derbyshire integrated Care Board (ICB)
- Derbyshire Constabulary
- Derbyshire Healthcare NHS Foundation Trust (DHCFT)
- Derby Homes
- DHU Healthcare
- East Midlands Ambulance Service (EMAS)
- Derbyshire Community Health Service NHS Foundation Trust (DCHS)
- University Hospitals of Derby and Burton (UHDB) NHS Foundation Trust
- Derby City and Neighbourhood Partnership
- Care Quality Commission (CQC)
- Derbyshire Police and Crime Commissioner (PCC)
- National Probation Service Midlands

- Derbyshire Fire and Rescue Service
- Public Health
- Health Watch Derby
- Department of Work and Pension
- Diocese of Derby

## 2.2 Resources and Funding:

DSAB partners contribute resources for the Board to meet its statutory requirements. This is achieved through:

- Funding from statutory and non-statutory partner agencies (Derby City Council, NHS Derby and Derbyshire Integrated Commissioning Board, Derbyshire Constabulary, Derbyshire Fire and Rescue Service and Derby Homes). The total contribution that the Board received for 2022-23 was £193,653. In addition to this there was £28,214 money carried over from 2021-22, totalling to £221,867.
- Staff support/resources – for example attending Board and Subgroup meetings, providing administrative support.
- Projects/work run by partner agencies that contribute towards the work of the Board.

## 2.3 Board Subgroups:

The Board work programme is supported by its six sub-groups. Each subgroup comprising multi-agency representation across statutory and non-statutory services as well as health and social care organisations. Each subgroup is accountable to the Board in relation to achievements against the business plan and provides a highlight report for each Board meeting which focuses on the subgroups progress in respect of actions needed to implement the current Board Strategic Plan. The four key subgroups are:





### 2.3.1 Learning and Development (L&D) Subgroup

The Learning and Development (L&D) Subgroup is a joint subgroup with Derbyshire Safeguarding Adult Board, and was chaired by Claudia Musson, Derbyshire Constabulary.

The purpose of this Subgroup is to:

- take direction from the Derby and Derbyshire SABs in relation to safeguarding adults Learning and Development, and agree priorities which meet the strategic objectives of both Boards
- support both SABs in meeting the requirements of national guidance/legislation and standards in service provision to safeguard adults who are in need of care and support
- identify, develop, and maintain and promote a multi-agency safeguarding adults education and training
- promote a consistent approach to safeguarding adults practice across Derby and Derbyshire
- seek assurance that the principles of Making Safeguarding Personal and Equality, Diversity and Inclusion are embedded within safeguarding training
- develop quality assurance tools to evaluate safeguarding training and measure its impact
- analyse learning identified in multi-agency reviews and audits in relation to existing safeguarding adults training and identify gaps and areas for future training and education.



The Learning and Development Subgroup has been well attended and supported during 2022/2023. The 'Chairing multi-agency Meetings' course continued to be delivered by the Board with three training sessions arranged. The courses have been well attended and the feedback received from attendees has been reviewed by the group on a quarterly basis. The feedback prompted discussions which resulted in a new handout being designed for attendees to provide 'top tips' on successfully chairing meetings.

A task and finish group has been meeting to discuss Equality, Diversity and Inclusion. The group have worked to ensure that that Equality and Diversity runs as a 'golden thread' throughout current safeguarding adults training. An assurance template was designed and launched by the subgroup to seek assurance that current and new safeguarding course consider relevant key themes within the course content. During National Safeguarding Adults Week on 25th November 2022 a webinar was arranged by both the Derbyshire and Derby City SABs called 'Safeguarding Adults- Equality, Diversity and Bias'. The session was delivered to 69 attendees across the partnerships by an external Trainer, Sarah Barley-McMullen and Dave Ensor from Derbyshire Healthcare NHS Foundation Trust.

Learning from Safeguarding Adult Reviews and Audits has been shared regularly with the subgroup for consideration of how key learning themes can be incorporated into

existing safeguarding adults training. This has included the learning from Derbyshire SAR01, and multi-agency Transitions audit.

Trauma Informed Practice has been another key theme being explored by the subgroup. Work took place during 2022/2023 to explore whether current safeguarding courses were covering the impact of trauma on safeguarding, and discussions are ongoing around developing some training slides in relation to trauma informed practice for partner agencies to incorporate into their existing safeguarding training.

The subgroup has an action plan linked to the three strategic priorities which both Derbyshire and Derby City Safeguarding Adults Board have both adopted; these are Making Safeguarding Personal, Quality Assurance and Prevention. This action plan is reviewed at each meeting and shared with both Boards to monitor progress.



Future work of the subgroup will include exploring how the partnership can measure the impact of safeguarding adults training on safeguarding practice.

### 2.3.2 Quality Assurance (QA) Subgroup



The Derby City Safeguarding Adult Board's Quality Assurance (QA) Sub-Group is chaired by Bill Nicol, NHS Derby and Derbyshire Integrated Care Board and is primarily concerned with assessing the quality and standard of inter-agency and partnership collaboration in ensuring that adults at risk are protected from abusive behaviour and practice.

The Quality Assurance Subgroup is responsible for:

- analysing the safeguarding adults performance data
- identifying areas of risk and thematic areas of practice and performance in order to determine any priority areas for operational improvement
- identifying areas of work that are required to improve multi agency practice and to monitor progress

Another very positive and productive year for the group.

Areas of particular focus were Making Safeguarding Personal and also ongoing Case File Audit. We were able to obtain feedback from adults who had been through the safeguarding process in order to better understand what could be done to enhance their experience and maximise feelings of safety and well-being. The audits allowed a multi-agency appraisal of case management and joint-working. Findings were positive and evidenced strong and professional responses to those adults subjected to abusive behaviour and practice.

The Local Authority have been able to provide us with detailed information regarding referral types, trends, and outcomes and this has also enhanced our understanding of

operational activity. The group has been well supported and attendance rates are consistently high. There is much to do as the cost of living crisis can only increase levels of vulnerability but I am confident that we will continue to respond to the needs of Derby City residents and support the Safeguarding Adult Boards strategic programme.

### 2.3.3 Mental Capacity Act Subgroup



The Mental Capacity Act (MCA) Subgroup is chaired by Emily Freeman, Head of Service for Safeguarding Adults and Professional Standards at Derby City Council. This is a joint subgroup for both Derby and Derbyshire Safeguarding Adults Boards. It is positively supported with representation from key statutory and non-statutory partners and is well attended.

The purpose of the MCA is to promote and safeguard decision making within a legal framework. The MCA empowers people to make decisions for themselves wherever possible and protects those who are unable to make decisions for themselves.

The MCA Subgroup sits under the Derby and Derbyshire Safeguarding Adults Boards and the aim of these Boards is to work with partners to:

- stop abuse or neglect
- prevent harm
- reduce the risk of abuse or neglect to adults with care and support needs
- safeguard adults in Derby and Derbyshire in a way that supports them in making choices and having control about how they want to live.



The MCA Subgroup meets quarterly, reviewing the Strategic Action Plan which links with Derby and Derbyshire's SABs three priorities: Making Safeguarding Personal, Quality assurance and Prevention.

The following work has been undertaken by the Subgroup during 2022-23:

- Multi-agency partnership meetings to share information and undertake planning and preparation for the implementation of the Liberty Protection Safeguards.
- Circulation of two Newsletters highlighting key themes on MCA. The newsletters can be found on the DSAB website. The themes covered within the newsletter included:
  - ✚ The impact of coercive control on mental capacity to marry
  - ✚ MCA and 16/17 years old
  - ✚ Mental Capacity Act Training Slides
  - ✚ Derby & Derbyshire SAB: Practice Guidance
  - ✚ Derby SAB SAR01: Executive Summary Report

✚ Information on roles of the Best Interests Assessor, Specialist Advocacy Service and Relevant Person Paid Representative

- Activities reports on Deprivation of Liberty Safeguards (DOLS) referrals and information from the Advocacy and IMCA Services are regularly discussed at the subgroup and exceptions noted for escalation to the DSABs.
- Received recommendations from reviews (locally and nationally) that were relevant for the Subgroup, embedding any learning.
- Partners continued to share good practice, tools and information and scrutinizing the application of the MCA and DOLS across partner agencies.
- Feedback on internal audits on DOLS carried out by agencies was provided.
- The subgroup carried out a survey for partner agencies about information and resources that they have within their organisations relating to MCA and transition from young people's services to adult's services and how agencies work and support young people and their families to understand MCA. The results will be reviewed in 2023-24

The MCA Subgroup continues to progress and focus on the below key topics for 2023-24:

- Making Safeguarding Personal:
  - To look at how to obtain feedback from customers or their representatives
  - To develop a forward plan of items for the MCA newsletter, and explore expansion of audience from staff and professionals to include citizens
- Quality Assurance:
  - Receiving assurance from agencies that they are implementing the legal framework of the MCA within their organisations
  - To consider and develop Key Performance Indicators that demonstrate appropriate application of MCA within partner agencies
- Prevention:
  - To develop up to date information and awareness campaign on the preventative safeguards within the MCA, such as Lasting Power of Attorney and Advance Decisions to Refuse Treatment

### 2.3.4 Safeguarding Adults Review (SAR) Subgroup



The Safeguarding Adults Review (SAR) Subgroup is chaired by Andy Smith, Derby City Council. The SAR Subgroup looks at referrals submitted to the group which need to be assessed against the SAR Criteria.

The SAR Criteria is:

- (1) A Safeguarding Adult Board (SAB) must arrange for there to be a review of a case involving an adult in its area with needs for care and support (whether or not the local authority has been meeting any of those needs) if:

- a) there is reasonable cause for concern about how the SAB, members of it or other persons with relevant functions worked together to safeguard the adult **and**
- b) either of the following conditions are met

(2) Condition 1 is met if:

- a) The adult has died, and
- b) The SAB 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 SAB knows or suspects that the adult has experienced serious abuse or neglect

The recommendations for SAR01 continue to be monitored via the Quality Assurance Subgroup, and it is hoped to sign off the action plan in 2023-24, with a plan to review the action plan following six months of sign off.

In March 2021, the SAR Subgroup commissioned a second Safeguarding Adults Review (SAR02). SAR02 was commissioned to an Independent Reviewer and is in its last stages of completion. It is hoped that the learning will be shared with partner-agencies following sign off of the report in July 2023. Funding for SARs is split through the three statutory partners, which is in addition to the Board funding.

During 2022-23, the SAR Subgroup received no new referrals for consideration of a SAR.

### 2.3.5 Making Safeguarding Personal (MSP) Subgroup



The Derby City Safeguarding Adult Board's Making Safeguarding Personal (MSP) Subgroup is chaired by Perveez Sadiq, Derby City Council.

The focus of the MSP subgroup is to promote awareness of Safeguarding Adults across Derby City and to ensure that the views of Adults who have experience of safeguarding processes are used to inform practice development and stronger multi-agency working.

Progress during 2022-23:



The MSP Subgroup meeting quarterly, reviewing the Action Plan which links with the DSAB's three priorities: Making safeguarding Personal, Quality assurance and Prevention.

The following work has been undertaken by the Subgroup during 2022-23:

- Obtained details of community groups within Derby City with the aim of setting up outreach sessions and briefings for the next financial year.
- Have received two Dignity Award applications this year, and seven Community Respect Award applications, all of which passed and received a certificate at the Dignity Action Day by the Mayor and Independent Chair of DSAB.
- Celebrated and hosted the Derby City Dignity in Action Day.
- The Communications Strategy has been finalised by the MSP Subgroup and approved by the Board.
- Continue to receive data information from the MI Team on MSP data
- Took part in the National Safeguarding Adults Awareness Week and delivered seven different briefings, in partnership with agencies. These included:
  - ✚ Safeguarding in everyday life
  - ✚ Modern slavery
  - ✚ Exploitation and county lines
  - ✚ Self-neglect
  - ✚ Liberty Protection Safeguards
  - ✚ Elder abuse
  - ✚ Domestic abuse in tech society
- Regularly reviewed the DSAB Risk Register
- Reports were presented by partner agencies on audits carried out within their organisation on MSP



The following work is in progress and focus for the MSP Subgroup for 2023-24:

- **Making safeguarding personal** - to explore how to obtain feedback from customers. This includes general feedback and also around the MSP questions
- **Quality assurance** – to continue to monitor and analyse MSP data and explore how to improve completion rates. To explore self-referral rates and how these can be improved
- To explore self-referral rates and how these can be improved
- **Prevention** – to implement an action plan in line with the Communication Strategy

### 2.3.6 Policies and Procedures (P&P) Subgroup

The Policy and Procedures (P&P) Subgroup is a joint subgroup with Derbyshire Safeguarding Adult Board, and is chaired by Zoe Rodger-Fox, Chesterfield Royal Hospital.

The purpose of the Joint Policies and Procedures Subgroup is to establish and review multi-agency policies and procedures and practice guidance in relation to safeguarding adults to ensure that staff are equipped to respond to safeguarding adults concerns and promote the welfare of adults with care and support needs with the aim to:

- To support both SABs in meeting the requirements of national guidance/legislation and standards in service provision to safeguard adults who are in need of care and support.
- To identify, develop, review and promote multi-agency safeguarding adults policy, procedures and practice guidance.
- Existing guidance will not be reviewed unless there is a requirement due to:
  - A change in legislation or statutory guidance
  - The review date has arrived
  - A formal request is made via the Board or a SAB Subgroup that an amendment is required due to a factual inaccuracy.
  - Learning from a SAR/learning review/DHR requires a change to be made to existing guidance
- To promote a consistent approach to safeguarding adults across Derby and Derbyshire.
- To embed the principles of Making Safeguarding Personal within safeguarding policy and practice guidance.

There was a reviewing of chairing responsibilities, and both the Chair and Deputy Chair were happy to continue with the agreement of the group, they are both from Health services and they are accompanied by a wide range of agencies as partner members. Engagement with the meeting has remained high throughout the year with contribution to the work plan being shared across the partnership and the group has also completed a review of the Terms of reference and the membership.

The group are eager to bring experts speakers and support into the group and have sought support and advice from Experts by Experience, Domestic abuse services and police colleagues. The group actively seek best practice from others areas and work in partnership to both share Derby and Derbyshire practice guidance and adapt practice guidance from elsewhere.

There is full review of the work plan takes place at each group and reassignment of actions to support the group in moving forward with creations of new documents. There is a standing agenda item where policy and procedure change requests can be reviewed to ensure timely change in line with new legislation and learning. The group continue to risk assess the outstanding work and ensure new policies, procedures and guidance are produced to meet the needs of the public and the partners.

All meeting have been quorate and there has been significant progress over the past four years:

	2019-21	2020-21	2021-22	2022-23
RED - Document needed and not yet started	10	6	4	2
AMBER - Document being worked on or awaiting sign off	11	6	4	5
GREEN - Document in Place	26	42	51	56



## 2.4 Safeguarding Adults in Practice

Concerns were previously raised in relation to the risk of forced marriage towards Kaira. Refuge have been supporting mum and housing placed mum in a hotel with her children. Refuge had tried to speak to Kaira in relation to concerns of forced marriage; however, her dad had blocked all contact from professionals and took her to Newcastle. Kaira was there for two weeks. Kaira advised that she wanted to stay at the hotel with her mum upon her return, however dad refused. Refuge were contacted and paid for a taxi to bring Kaira to Social Services. Kaira got in the taxi without her father knowing as he was at work.

Kaira and her mum raised further concerns to the Refuge worker about forced marriage and domestic servitude. Kaira was spoken to by Social Services within the Derby City Multi-Agency Safeguarding Hub (MASH) Team. She was unable to understand about marriage or the risk posed to her. Kaira stated that she wanted to go with her mum but would have to ask her dad for permission.

Kaira's dad was not aware that she had left the property. Kaira did not go to secondary school and had not been to school since Year 6. Kaira does not have friends and usually tends to stay at home all day. Housing were spoken to, and an initial enquiries meeting was held in relation to the concerns. Police were contacted and incident number was provided. Housing successfully sourced a room at a hotel for one night with the Police aiming to visit Kaira to discuss the concerns and complete swabs should Kaira be forced out of the country. Kaira's mental capacity was unclear as there was no formal diagnosis of an impairment of the mind or brain. However, Refuge had advised that Kaira had learning difficulties.

During meetings, Kaira would become overwhelmed and would smile. During one-to-one setting with Kaira was answering and able to have a conversation without feeling any pressure.

Outcome:

Multi-Agency Safeguarding Hub (MASH) completed a mental capacity assessment however were unable to conclude due to not being able to provide full information to Kaira. Kaira was referred onto the Locality Team for further involvement and a formal mental capacity assessment as well as a social care assessment, which has been completed.

Kaira is engaging with Local Area Coordinators and is accessing adult learning services.

Kaira continues to be supported with LAC. Although Kaira chose to stay with her dad, Kaira is aware of who to contact should she have any further concerns.

Kaira is engaging well with her Social Worker and is attending weekly adult Learning sessions

# 3. Safeguarding and Deprivation of Liberty Safeguards (DoLS) Activity Report



## 3.1 Activity Reports:

### 3.1.1 Safeguarding Adults 2022-23 Data

The 2022-23 Safeguarding Adults Collection (SAC) records details about safeguarding activity for adults aged 18 and over and was amended in line with the changes brought about by the Care Act 2014.

Here is an explanation of some of the terminology used in the following data reports:

**Safeguarding Concerns:** This means cases where a sign of suspected abuse or neglect is reported to the council or identified by the council. Derby City Council have captured information about concerns that were raised during 2022-23, that is the date the concern was raised with the council falls within the reporting year, regardless of the date the incident took place.

**Safeguarding Enquiries:** This means the action taken or instigated by the local authority in response to a concern that abuse or neglect may be taking place. An enquiry could range from a conversation with the adult to a more formal multi-agency plan or course of action.

**Section 42 Safeguarding Enquiries:** The enquiries where an adult meets ALL of the section 42 criteria.

**Other Safeguarding Enquiries:** The enquiries where an adult does not meet all of the section 42 criteria but the council considers it necessary and proportionate to have a safeguarding enquiry.

The next two pages will highlight the total number of safeguarding referrals received 2022-23 with the following breakdown:

- **Number of safeguarding referrals received during 2022-23**
- **Safeguarding enquiries started and concluded during 2022-23**

# Total Number of Safeguarding Referrals received during 2022-23 and breakdown of individuals

Total Number of Safeguarding Referrals Received in 2022-23 **4873**

**12%** Total Percentage increase in Referrals from 2021-22

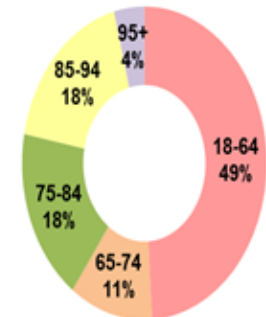
Total Number of Section 42 Safeguarding Enquiries **2033**

## Age and Gender



**43%** of those referred were males whilst **57%** were females. This is an increase in Referrals for females from 2021-22 by **2%**  
The average population of females in Derby is **50.5%**

The highest figure for age group is 18-64 amounting to **49%**, a **3%** decrease from 2021-22



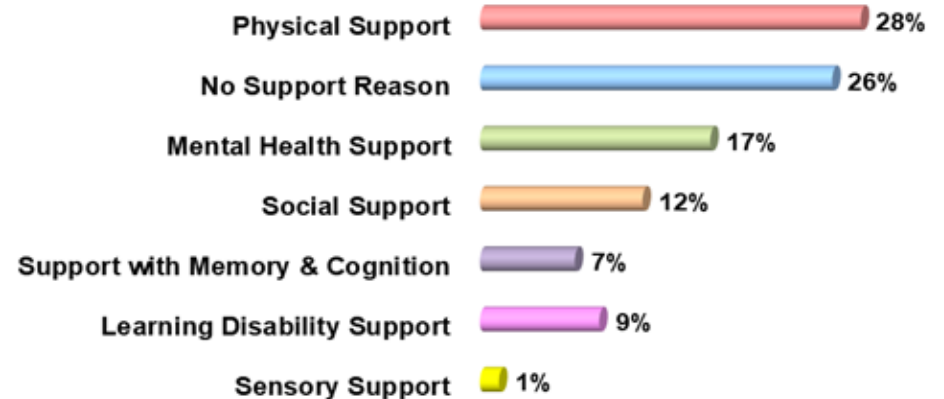
## Ethnicity

2021-22	2022-23	Ethnicity
68%	73%	White / White British
2%	1%	Mixed / Multiple
6%	6%	Asian / Asian British
4%	3%	Black / African / Caribbean / Black British
1%	1%	Other Ethnic Group
18%	13%	Undeclared / Not Known

The average population of Derby City who are White/White British is **80%**

White/White British is the largest ethnicity group for safeguarding referrals with **73%**. The percentage, an increase of 5% from the previous year

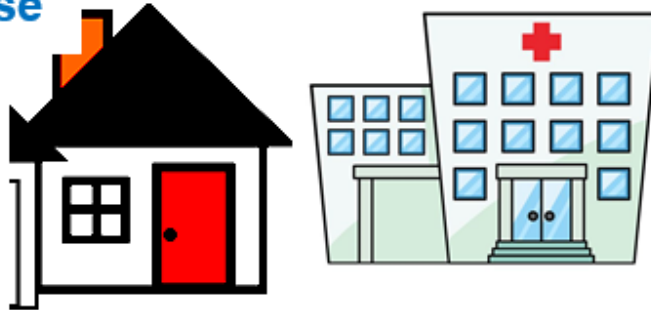
## Primary Support Reason



# Safeguarding Enquiries started and concluded during 2022-23

## Location of Abuse

**58%** of Safeguarding Enquiries concluded were where alleged abuse took place in the individuals own home. This is a decrease of 5% from 2021-22.



**21%** of concluded referrals were where abuse took place in a care home, which is a **3%** increase from 2021-22 whilst **3%** were in a hospital setting, which is a 4% decrease from 2021-22

## Alleged Source of Risk



**8%** were experiencing abuse from a stranger or person not known

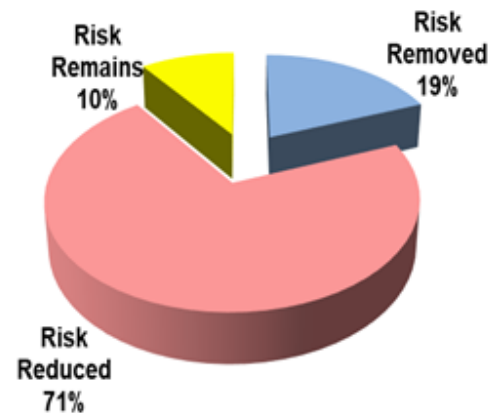
**68%** of abuse allegedly was by someone they knew. This is a **10%** increase as 2021-22 reported **58%** of abuse was carried out by someone who they knew

**24%** of abuse was allegedly by a professional, which is a decrease by **11%** from 2021-22

## Type of Abuse

2021-22	2022-23	Type of Abuse
29%	27%	Neglect and Acts of Omission
12%	14%	Psychological Abuse
13%	13%	Self-Neglect
12%	13%	Financial or Material Abuse
15%	12%	Physical Abuse
8%	8%	Domestic Abuse
6%	5%	Organisational Abuse
4%	5%	Sexual Abuse
1%	1%	Sexual Exploitation
>1%	1%	Modern Slavery
>1%	>1%	Discriminatory Abuse

## Risk Outcomes



**90%** felt that following the completion of the Safeguarding Enquiries, the risk was removed or reduced. This is the same as 2021-22

### 3.1.2 Deprivation of Liberty Safeguards (DoLS) Data – 2022-23

The Deprivation of Liberty Safeguards, often referred to as DOLS came into effect in 2009. They are part of the legal framework set out in the Mental Capacity Act 2005 to safeguard the rights of people who lack the mental capacity to make decisions for themselves.

The European Court of Human Rights established in principle that ‘no one should be deprived of their liberty unless it is prescribed by law’. The Deprivation of Liberty Safeguards were subsequently introduced to ensure, that in circumstances where a hospital or care home believe it will be necessary to deprive a person of their liberty in order to deliver a particular care plan, that any deprivation of liberty:

- is in the person’s best interests
- is necessary and proportionate to prevent harm
- is with representation and rights of appeal
- is reviewed, monitored and continues no longer than necessary

What amounts to a deprivation of liberty depends on the specific circumstances of each individual case. As a result, there is no single definition or a standard checklist that can be used. However, in March 2014, a landmark Supreme Court judgement set out an ‘acid test’ for determining whether a person is being deprived of their liberty. The judgment states that if a person:

- lacks capacity to consent to their care and treatment and
- is under continuous supervision and control and
- is not free to leave

the person is being deprived of their liberty.

In July 2018, the government published a Mental Capacity (Amendment) Bill, which passed into law in May 2019. It replaces the Deprivation of Liberty Safeguards with a new scheme known as the Liberty Protection Safeguards.

The following information is a summary taken from [www.scie.org.uk/mca/dols/practice/lps](http://www.scie.org.uk/mca/dols/practice/lps) about the key features of the Liberty Protection Safeguards (LPS):

- They start at the age of 16-year-old.
- There is no statutory definition of a deprivation of liberty beyond what is set out in the Supreme Court judgement of March 2014, known as the acid test.
- Deprivations of liberty have to be authorised in advance by the responsible body.
  - For NHS hospitals, the responsible body will be the hospital manager.
  - For arrangements under Continuing Health Care outside of a hospital, the responsible body will be the local CCG.
  - In all other cases, the responsible body will be the local authority.

- For the responsible body to authorise any deprivation of liberty, it needs to be clear that
  - The person lacks capacity to consent to the care arrangements
  - The person has a mental disorder
  - The arrangements are necessary to prevent harm to the cared for person and proportionate to the likelihood and seriousness of that harm
- In order to determine this, the responsible body must consult with the person and others, to understand what the person's wishes and feelings about the arrangements are.
- An individual from the responsible body, but not someone directly involved in the care and support of the person subject to the care arrangements, must conclude if the arrangements meet the three criteria above (lack of capacity; mental disorder; necessity and proportionality).
- Where it is clear, or reasonably suspected, that the person objects to the care arrangements, then a more thorough review of the case must be carried out by an Approved Mental Capacity Professional.
- Where there is a potential deprivation of liberty in a care home, the Act allows care home managers – if the local authority felt it was appropriate - lead on the assessments of capacity, and the judgment of necessity and proportionality, and pass their findings to the local authority as the responsible body. This aspect of the Act has generated some negative comment, with people feeling that it might lead to insufficient independent scrutiny of the proposed care arrangements.
- Safeguards once a deprivation is authorised include regular reviews by the responsible body and the right to an appropriate person or an IMCA to represent a person and protect their interests.
- As under DoLS, a deprivation can be for a maximum of one year initially. Under LPS, this can be renewed initially for one year, but subsequent to that for up to three years.
- Again, as under DoLS, the Court of Protection will oversee any disputes or appeals.

The implementation date is yet to be confirmed, however it was noted in April 2023 by the current government, that this work is delayed beyond the life of the current Parliament.



# Total Number of Deprivation of Liberty Safeguards (DOLS) applications received – 2022-23

Total Number of DOLS Applications received in 2022-23

958

128

Total Numbers of Applications Granted in 2022-23

Total percentage of applications received from the hospital

13%

## Ethnicity

2021-22	2022-23	Ethnicity
90%	86%	White / White British
0%	1%	Mixed / Multiple
3%	3%	Asian / Asian British
2%	3%	Black / African / Caribbean / Black British
0%	0%	Other Ethnic Group
4%	6%	Undeclared / Not Known

White/White British is the largest ethnicity group for applications received in 2022-23 with **86%**. This is a **4%** decrease from 2021-22

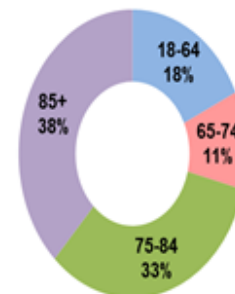


## Age and Gender



There were **41%** of applications received for males and **59%** of applications received for females. This is the same as in 2021-22.

The highest figure for age group is over 85 amounting to **38%**. This is a decrease from 2021-22 by **4%**



## Location and Primary Support Reason



**13%** of referrals were received from the hospital whilst **87%** of applications were received from a care home. **2%** increase in hospital and 2% decrease in care home referrals from 2021-22

**33%** of applications were for individuals with dementia. This is a **24%** decrease from 2021-22



### **3.1.3 Deprivation of Liberty Safeguards (DoLS) in Practice**

Ruth (not her real name) is a young woman who was involved in a serious Road Traffic Accident which resulted in a significant brain injury. Prior to being involved in the Road Traffic Accident, Ruth did not have needs for care and support and was employed locally. Ruth lived with her young Son and also had a close relationship with her Mum.

Ruth's brain injury resulted in her being in a minimally conscious state and unable to communicate in any way. Specialist Nursing staff are required to anticipate and meet all of Ruth's care needs including long term tracheostomy and feeding via a PEG tube. Ruth was transferred from hospital following the accident to a long-term placement in a specialist Nursing care home for people with neurological conditions.

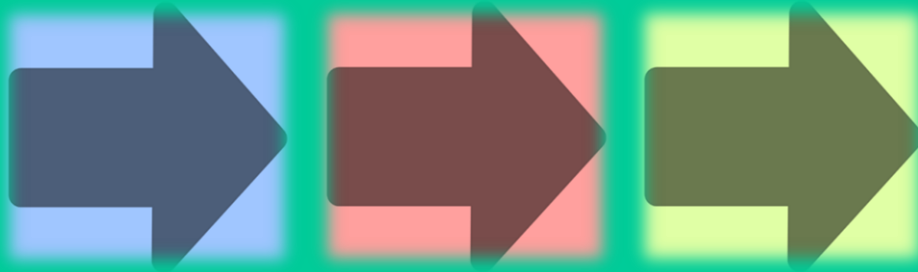
Ruth's Nursing care needs were being well met at the nursing care home and she received regular visits from her mum who is her main advocate.

A DoLS assessor from Derby City Council visited Ruth and also consulted with care staff and Ruth's Mum. The DoLS assessor concluded that while the placement was suitable, Ruth's Mum expressed her objection to the placement on a long-term basis. Ruth's Mum wished for alternative arrangements to be explored including Ruth living at home with her Mum and Son, or moving into a care home nearer to her Mum's house to enable more frequent visits from Mum, Son and other family members. Ruth's Mum was consumed by grief and had been unable to effectively represent her objection to the Continuing Healthcare team responsible for funding the placement.

The BIA liaised with Continuing Healthcare, and it was agreed that a short DoLS Authorisation of four months would be granted whilst continuing health care explored alternative options with Ruth's Mum. The plan being that if Ruth's Mum's objection could not be resolved, an application to the court of protection would be required. The Court of protection team at continuing health care were notified of the possibility of a court application being required.

The Continuing health care team met with Ruth's Mum and discussed all of the available options including the benefits and challenges of the available options. It was decided with agreement from Ruth's Mum that a move to a specialist care home much closer to Ruth's Mum's House would be suitable. Ruth's Mum, Son and other family members would therefore be able to visit more frequently and spend time with Ruth. Effective partnership working between the DoLS team and Continuing Health Care resulted in positive outcomes for Ruth and her family.

# 4. Moving Forward...

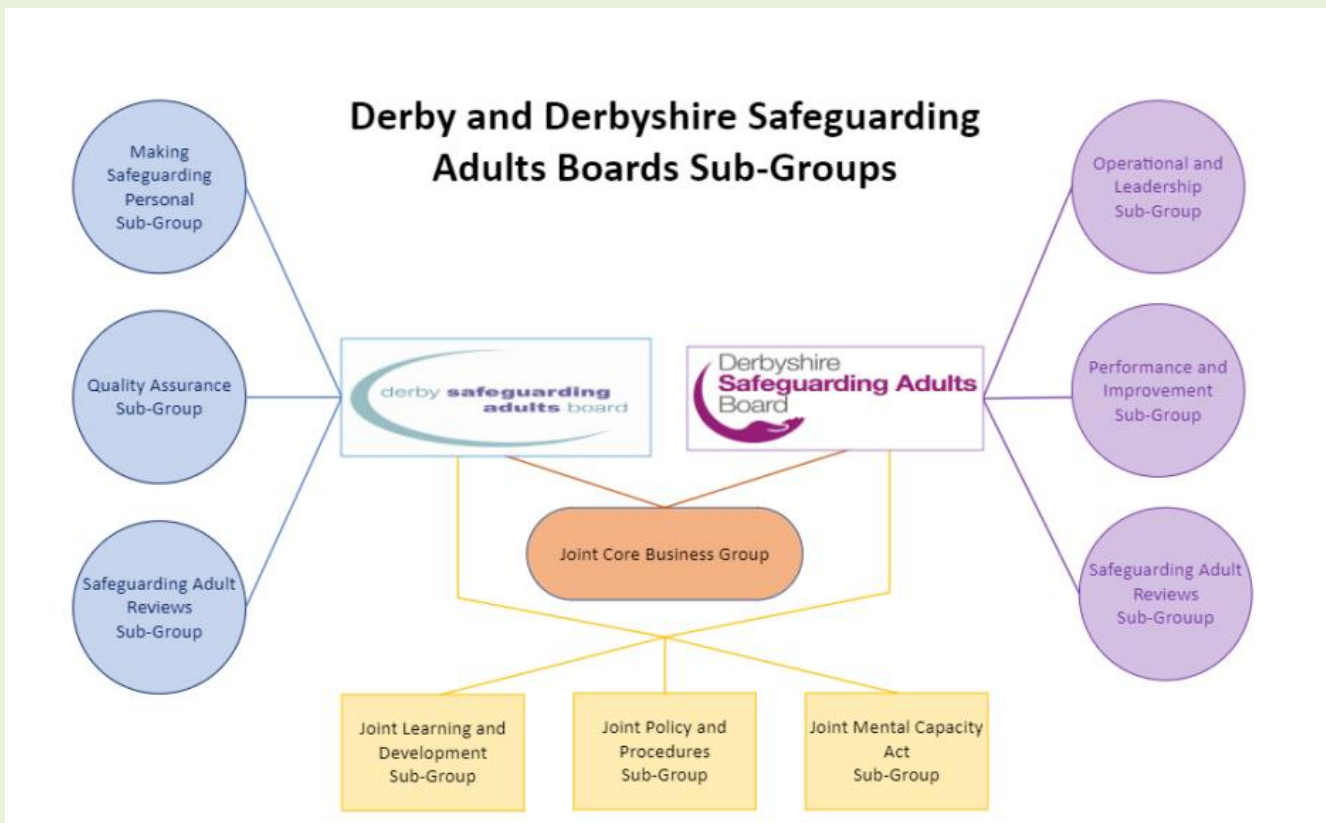


## 4.1 Board Priorities for 2023-24

In January 2022, Derby and Derbyshire held a joint Development Day and to discuss the arrangements for 2023-24. The decision was made by Derby and Derbyshire Safeguarding Adults Board to trial joint board meetings during 2023-24 and to further explore the possibility of merging the board and its activities.

As a result of this interim merge, the boards agreed on one vision, [Strategic Plan 2023-24](#) and joint key priorities.

Below is the new structure for the Derby and Derbyshire Safeguarding Adults Boards:



### Derby and Derbyshire SAB Vision

“We will work together to enable people in Derby and Derbyshire to make choices to stay safe and to live a life free from fear, harm and abuse”.

### Strategic Priorities for 2023-24

Derby and Derbyshire Safeguarding Adults Board is working closely with its partners and the following three strategic priorities have been agreed to achieve its vision:

#### 1) Making Safeguarding Personal (MSP) - No decision about me without me

To develop and embed an approach to its work that puts the adult at the heart of safeguarding. We will also support partners to develop processes which engage the adult, or their representative, in a conversation about how best to respond to individual safeguarding concerns.

**2) Quality Assurance - Ensuring that all partners are taking their safeguarding duties seriously**

To develop and implement systems to assure itself that it and all partners have appropriate arrangements in place to safeguard those adults most at risk in Derby.

**3) Prevention - It is better to take action before harm occurs**

To develop and implement preventative strategies that seek to reduce incidence of abuse and neglect within Derby.

# 5. Statements from Partners



## Derby City Council (DCC)

Derby City Council is committed to improving the life experiences of our citizens, as set out in the Council Plan 2022 – 2025. In partnership, the council is working together to improve outcomes with the city, for the city. One of the four key priority areas set out in the council plan is to support a *Resilient City* and our determination to reduce health inequalities and improve health and wellbeing across the city. This includes safeguarding citizens who may be vulnerable to abuse or neglect.

Derby City Council continues to lead and respond to the Safeguarding Adult agenda across the city and partnerships. In the period of 2022-23, a total of 4873 safeguarding adult concerns were received into the Adult Social Care Safeguarding Adult Team, co-located within the Multi-Agency Safeguarding Hub.

The Multi-Agency Safeguarding Hub (MASH) continues to be hosted by Derby City Council. The MASH is the co-location of partner agencies from Derbyshire Constabulary, the NHS, Children's and Adult's Social Care and Probation Services. A number of other partners are virtual members of the MASH or co-locate on an as and when basis. Post-Covid, there has been an increase in office-based working, which has allowed the benefits of this model to be reconfirmed and strengthened.

Derby City Council actively supports the Derby Safeguarding Board and continue to host the board functions and actively participates in the work of the DSAB and it's subgroup. This includes chairing the Making Safeguarding Personal Subgroup, the Safeguarding Adult Review Subgroup and the Mental Capacity Act Subgroup, which is a joint subgroup with Derbyshire Safeguarding Adults Boards.

The Derby City Council Safeguarding Adult Board Training Officer offered almost 7000 training spaces during 2022-23, across a range of 21 different Safeguarding Adults training courses. These training places were open to all agencies and partners that work with adults in Derby City.

In 2022/23, Derby City Council facilitated discussions and work plans to support the implementation of the Liberty Protection Safeguards, through a working group across the partnership of both Derby and Derbyshire Safeguarding Adult Boards.

Derby City Council promoted the Derby Dignity Day Event in February 2023 by celebrating Dignity at an event hosted in the Better Together café at Derby City Council House, where Dignity and Community Respect awards were presented to recipients from across health, social care and the voluntary sector.

As well as continuing to support the multi-agency Derby Safeguarding Adult Board case file audits, Derby City Council Adult Social Care also reintroduced a programme of internal case file audits, to support continuous development, growth and improvement in the services we deliver to citizens of Derby.

## **NHS Derby and Derbyshire Integrated Care Board (ICB)**

The Derby & Derbyshire Integrated Care Board (ICB) has fulfilled their statutory safeguarding adults duty by working closely with key partner agencies to enhance the safety of adults at risk from abusive behaviour and practice.

The ICB have continued to support the work of the Derbyshire Safeguarding Adult Board through active membership of Board meetings and their supporting networks. The work of the ICBs safeguarding adult team has positive support from the Chief Nurse as the Executive lead and the Deputy Chief Nurse.

The ICB enjoy close working relationships across the wider NHS community. Regular meetings with care providers in conjunction with the implementation of the Safeguarding Adult Assurance Framework (SAAF) demonstrated that a great deal of work had been undertaken to reduce the risk of harm and promote awareness of safeguarding initiatives. Particular emphasis was placed upon Making Safeguarding Personal with efforts being made to include patients throughout the safeguarding process. The case file audit programme continued to good effect and provided insight into operational challenges and outcomes. Case management was of a good standard.

The team also participated in a number of Safeguarding Adult and Domestic Homicide Reviews with learning points from these incorporated into the content of our training offer.

Due to Covid our staff training programme was facilitated online via the use of Teams. Attendance rates were once again positive and the events were well received. The ICB also contribute to a wide range of activities relating to patient safety. These include the prevention of radicalisation to support terrorism, domestic abuse, public protection, the Mental Capacity Act, Human Trafficking, and serious violence duty.

Looking forward the ICB will continue to be vigilant in light of the cost-of-living crisis and also the pressures upon public sector finances. Both these national challenges are almost guaranteed to impact negatively upon adult at risk. Self-neglect and hoarding concerns have risen sharply as community services try to meet demand. A positive and productive year. There is strong evidence of progress with much done although there remains much to do.

## **Derbyshire Police**

Protecting the vulnerable is central to our policing mission and is a continual thread through the Chief Constable's Priorities. Protecting the vulnerable is also a key feature within the PCC's Priorities.

Performance in this area is governed at the highest levels within the organization, through the Vulnerability Governance and Performance Assurance Boards both chaired by members of the Police Executive Team. These meetings are supported by local performance and tasking groups and scrutiny panels, which focus on quantitative and qualitative data.

Derbyshire has made significant improvements to its operating model in 2023 to achieve its mission of protecting the vulnerable. The Safeguarding and Coordination Hub (SCH), established in 2022 has brought expertise from across the organisation to a combination of centralized and locally based teams within MASH and starting Point partnership arrangements. To dedicated Rape and Serious Sexual Violence, High Risk Domestic abuse and Adult and Child exploitation teams.

In January 2023 Derbyshire Constabulary aligned Integrated Offender Management (IOM) with Management of Sexual & Violent Offenders (MOSOVO) and Multi Agency Public Protection Arrangements (MAPPA) arrangements and saw the launch of the new Serial and Repeat Offender and Civil Orders Teams, to improve how we manage offenders and safeguard the public. These teams will focus on prevention rather than 'picking up the pieces' when things have gone wrong.

The Constabulary commenced its force wide Vulnerability Training Program in November 2022, delivering 8 individual modules concluding March 2024. This training is being delivered to all front-line staff giving them the skills to spot the early signs of vulnerability, Capture the Victim's Voice and how to effectively safeguard vulnerable people.



## **Derbyshire Fire and Rescue Service**

Derbyshire Fire and Rescue Service (DFRS) remain committed to the safeguarding adults and children.

The Service has a Strategic Manager who has overall responsibility for safeguarding supported by three safeguarding officers who manage the day to day running of the safeguarding function.

This year DFRS have referred 11 adults to the safeguarding process and 7 children. Alongside this we have supported 2,012 vulnerable adult referrals and 262 vulnerable children's referrals. All of these have been managed via a multi-agency setting including the VARM process and Initial Enquiry meetings. We also continue to support the MARAC, Domestic Homicide Reviews and Serious Case Reviews.

Over the past year DFRS has worked towards the National Fire Standards for Safeguarding and will shortly be sharing these with the Derby and Derbyshire Safeguarding Adults and Children's board for scrutiny. We have also embarked on an ambitious program to deliver Safeguarding Refresher training to our 800 employees ensuring that our Response, Protection and Protection Teams are up to date with legislation, continue to recognise signs of abuse and to ensure all referrals are personal to the person at risk.

We continue to promote our CHARLIE and FRANCES schemes with our partner agencies and have worked closely with Derbyshire Constabulary this year on a briefing sheet to enable our Community Safety Officers to spot signs of abuse and criminal activity that could give the Police vital intelligence around safeguarding. Similarly, we have improved our referral process to the Risk and Referral Unit, so we have up to date safeguarding information prior to conducting any visits.

Lastly, DFRS safeguarding officers have continued to support attendance at all sub-groups and Boards this year.

Derbyshire Fire and Rescue Service continue to have a long-standing Service Priority to making Derbyshire safer together with our partners and other agencies. This commitment legislatively includes all situations where the lives, health and wellbeing of the public of Derbyshire are placed at any way at risk, including safeguarding of the most vulnerable.

Because of this pledge we will endeavour to do everything in our power to work with the Adults and Children's Safeguarding Boards to increase the safety of the most vulnerable in Derbyshire and to ensure that our staff are trained and aware to deal with all safeguarding eventualities appropriately.

## Derby Homes

Over the last 12 months at Derby Homes, we continue to ensure our staff and customers are well informed around Safeguarding and best practice. We are passionate at Derby Homes that by working with other agencies and with the individual, you will achieve the best outcome for them.

Internal safeguarding training has been delivered to 98% of all staff over the last 18 months, this is done on a 3-year cycle so the next batch of training will be in 2025/2026. MSP is included and discussed in this training. The next internal training in development is Professional Boundaries Training which is scheduled to be delivered in the second half of 2023.

Derby Homes have implemented a new internal process for staff to follow up the outcome of any referrals that have been submitted internally. This is audited and checked alongside our stats by our Safeguarding Information Co-Ordinator monthly.

We have and continue to do a lot of work around communicating with staff and educating staff around the KPIs and the importance of the questions staff should ask when making a referral and discussing the referral with the adult at point of referral. The emphasis is for staff to speak to Customers and with Safeguarding Champions before making the referral, this way we are promoting MSP and that we are working with, and not to people.

We are also looking at a culture change around how we best support not just our customers but also our staff, staff are just as likely to be victims of abuse. This has been highlighted with an introduction of a Stand Alone staff DA Policy. We have introduced DA Workplace Champions who will support our staff who are victims and ensure they are safe in work and outside of work.

All safeguarding referrals are audited and cross referenced by our internal Safeguarding and Compliance Team at Derby Homes. We are always looking at how best staff can solve an issue internally and with other partners before making a referral which may not be necessary.

We ensure we have representatives on all DSAB Subgroups and if the primary attendee can't attend the secondary attendee will attend.

Derby Homes started having annual safeguarding campaigns in 2021, so far, we have covered the following topics, Domestic Abuse, Exploitation and in 2023 our campaign is on Neglect, we have monthly topics such as hoarding which are communicated with staff and customers in our monthly updates.

Lastly, we are having an Internal Safeguarding re launch this year, Safeguarding Champions will have blue lanyards with Safeguarding Champion, so they are easily recognised by staff and customers, plus a Safeguarding Champion badge for signature strips. Monthly bulletins will be sent out with relevant information, changes, and updates for all, instead of drip-feeding information via email once or twice a week.

## Derbyshire Healthcare Foundation Trust (DHCFT)

**Safeguarding Strategy**

**NHS**  
Derbyshire Healthcare  
NHS Foundation Trust

**We ensure that our staff receive and maintain appropriate training in safeguarding adults and children**

**We routinely involve families and carers when we are supporting the person in our care, both when they come into our services and within 72 hours on an in-patient stay. We gather information and family history to help us assess and make good safety plans with the person**

**We are working to be able to show that we provide trauma-informed care and clinical practice, particularly in safeguarding. This means that we will be able to understand the impact of trauma better and work with people to achieve the outcomes they seek.**

**We are growing in our demonstration of professional curiosity and are able to have richer conversations with people that enable us to consider a range of possible interpretations, rather than a single narrative. This helps us to be able to safety plan more effectively with people.**

**We will be able to show that our teams are working together, using intelligence, joint planning and creativity to safeguard individuals and families across our care pathways.**

**We want people who have experience of abuse to feel safe and supported in our services and to know what is going to happen next in the safeguarding pathway.**

**If people working in our organisation cause hurt or harm we will take this seriously and work with our partner agencies to apply legal and safeguarding processes, reporting to the police and professional bodies whilst upholding a just culture in which staff and people who use our services can have confidence.**

**Making a positive difference**

For more information about our Safeguarding Strategy please visit [www.derbyshirehealthcareft.nhs.uk](http://www.derbyshirehealthcareft.nhs.uk)

### Prevention

We work closely with our Safeguarding Trainers to ensure the learning from DHRs, and SARs are shared within the safeguarding training and offer bespoke training focused on themes from SARs and DHRs.

Equality, diversity, and inclusion work remains a priority and is given consideration in all our work within the Trust and our multi-agency involvement.

We remain fully involved in the VARM process and continue to encourage staff to consider VARM within complex cases.

Sexual safety is a Trust priority, and we are currently working with our acute inpatient wards and community to continue their reporting of incidents. A policy/protocol will be produced to support this. Training has been implemented within the trust through the Icare programme to support greater understanding around sexual safety and relationship boundaries.

### Quality Assurance

Accountability and transparency in the Trust remain key to the delivery of safeguarding procedures. We continue to publish our Safeguarding Annual Reports, committee

papers and our learning. The Safeguarding Unit prepare a monthly report that is issued to all Clinical Operational Assurance Team (COAT) meetings for the Trust which includes Specialist, Children's, Neighborhood, Forensic and Campus Divisions.

The leads provide organisational scrutiny, guidance and learning and includes points for action for the Divisions representatives as well as points for information. Both Safeguarding Operational Groups can escalate matters that require executive or committee consideration / inclusion in the Trust Risk Register but, equally, can escalate good news stories, lessons learned to share across the Organisation.

We have members of the Local Authority attend our safeguarding operational meetings adding the extra layer of transparency and to offer their specialist knowledge to our safeguarding champions.

### **Making Safeguarding Personal**

We continue to work with our clinical teams to ensure that safeguarding is the 'golden thread' running through our Organisation.

We continue to apply person-centered safeguarding responses. We do this by our attendance at Trust complex case discussions which helps us respond with a personalised approach that enables safeguarding to be done with and not to, people. We help our staff focus on meaningful improvement to people's circumstances that enables practitioners to ensure service users feel they are the focus of the safeguarding and are empowered within the process.

We support all staff to safeguarding themselves and the people they work with. Sexual safety is a Trust priority and we are currently working with our acute inpatient wards to continue their reporting of incidents. A policy/protocol will be produced to support this.

### **Additional Information (e.g impact of Covid-19)**

The Safeguarding of all our patients, both adults and children remains a high priority for DHCFT. Safeguarding and 'Think Family' is the 'Golden Thread' throughout the care standards and practice reviews and analysis provided.

DHCFT are active and visible members of Safeguarding Adult Boards and the associated subgroups, as well as other interagency public protection meetings including MAPPA and Channel. Effective safeguarding relies on strong partnerships within the Trust and with other agencies and the Safeguarding Boards in a culture of consistent, respectful cooperation.

The Trust has continued to be an active partner in Domestic Homicide Reviews and Safeguarding Adult Reviews when appropriate.

#### **MASH**

There continues to be 3 MASH Health Advisors working in the Multi Agency Safeguarding Hub in Derby City integrating both adult safeguarding and child safeguarding work within the role.

## **DHU Healthcare**

DHU Health Care is an active member of both the Derbyshire and Derby Safeguarding Adult Boards and has continued to contribute to the Board's Strategic key strategic objectives. Throughout 2022/23 DHU has proactively contributed to the boards supporting subgroups including the subgroups for Quality Assurance, Operational and Leadership, Multi-agency case file audits & Performance and Improvement.

To support the delivery of the safeguarding agenda within DHU there is a clear governance and accountability framework in place. The framework provides assurance to our commissioners that Safeguarding is a priority throughout the organisation.

### **Making Safeguarding Personal (MSP)**

The DHU Safeguarding Team advocates making safeguarding personal. This can be demonstrated through the provision of advice, support and supervision for staff and the bespoke 'think family' training provided by the team. The bespoke training has been developed to reflect our service provision whilst meeting guidance outlined within the intercollegiate documents. The training is enhanced by a suite of easy read factsheets on our internal intranet, this is inclusive of information regarding MSP.

### **Quality Assurance**

DHU Health Care demonstrates safeguarding compliance with completion of the Safeguarding Adult Assurance Framework (SAAF) and Section 11 Audit.

These quality assurance assessments provide opportunity to demonstrate good practice and ensures DHU are compliant in all aspects of safeguarding against specific key standards of Safeguarding, inclusive of the SAB's key strategic objectives.

Safeguarding sits within the portfolio of Director of Nursing & Quality and forms part of the Quality Strategy. There are established links from the frontline to Board of Directors with clear reporting mechanisms in place via structured internal governance committees.

### **Prevention**

The DHU safeguarding leads are active members of the DHU Health Care Patient & Public Involvement Committee & the Clinical Quality and Patient Safety Committee ensuring Safeguarding is a consideration with all agenda items.

DHU have a robust referral system in place to refer safeguarding and low-level care concerns for adults with care and support requirements. These early help referrals provide opportunity to ensure that an individual receives the right support, thus reducing risk by enabling access to appropriate support. This demonstrates DHU commitment to interagency working to enable people in Derby & Derbyshire to live a life free from fear, harm and abuse.

DHU contributes to Domestic homicide reviews and safeguarding adult reviews. Any learning identified within these statutory reviews are disseminated throughout the organization to promote and aide understanding and consequently improvements to service provision.

DHU Healthcare provides numerous contracts consisting of Urgent Care and Out of Hours services across Derbyshire Leicester, Leicestershire and Rutland and Northamptonshire with the recent addition of Bassetlaw Urgent Care from May 1st 2023.

The NHS111 contract for East Midlands has recently seen the addition of the West Midlands from 1 March 2023. Providing services across such a large geographical area provides opportunities to share best practice and disseminate lessons learnt across regional borders.



## **Probation Service**

### **Making Safeguarding Personal**

Since unification there has been a renewed emphasis with our operational staff on the importance of safeguarding and this is reflected within the unification mandatory training schedule. Safeguarding discussions are also an integral feature of supervision sessions between the probation practitioner and the senior probation officer. Alongside, this our MAPPA protocols mandate consideration of Adult safeguarding issues within all formal meetings and our assessment tool OASys also gives specific consideration to adult safeguarding issues.

There has been work undertaken centrally to support the adaption of licence conditions to support people with learning difficulties to understand the terms of their supervision. We also utilise the Personality Disorder Project which supports us with a plan of best practice to support the individual to engage and to manage any barriers which may be problematic in this process based on the individuals personal circumstances/needs/vulnerabilities.

### **Quality Assurance**

All of the Assurance and QA tools used in the Probation Service include guidance and require reference and assessment of Adult Safeguarding issues. All high risk of serious harm assessments are quality assured and counter signed by a Senior Probation Officer, all assessments identifying an individual as posing a very high risk of harm are countersigned by the Head of service. Management oversight of cases of interest/safeguarding concerns/MAPPA are discussed in supervision sessions with staff and we promote the Touchpoints Model which is guidance for managers on where case discussion is required.

Internal assurance is provided by our Operational and Systems Assurance Group, external audits are undertaken by HMIP and we have ad hoc audits completed by our performance team.

Whilst we do not have performance measures and / or indicators regarding adult safeguarding there are expectations in relation to safeguarding and risk management planning which would be picked up by the quality assurance process described in the above paragraph.

We monitor attendance of staff at training events by recording all training on the “My learning” system. This can be viewed by their line manager. Feedback is required after all training offered and followed up in discussions within their supervision with their line managers. A spreadsheet monitoring completion of mandatory training is sent to all line managers with the expectation that all staff complete this.

Learning from local and national SARs and Domestic Homicide Reviews (DHRs) is implemented via attendance by senior managers and learning is devolved to staff via the middle manager group and through feedback to individual practitioners via the DHR process and our own Serious Further Offence process.

The pandemic has impacted on our ability to complete case file audits as standard. Now we are returning to offices these have resumed.

### **Prevention**

- Attendance at Board Level – Head/Deputy Head
- Attendance at Safeguarding Adult Reviews – Deputy Head
- Attendance at sub-groups – Deputy Head/Senior Probation Officer (Safeguarding Lead)

We have a local lead and a specialist divisional team working with TACT and Prevent cases.

Safeguarding is a feature of all of our assessments on PoPs. Our organisation is aware of and compliant with s.42 to s.46 of the 2014 Care Act, as well as chapter 14 of the Statutory Guidance, both of which detail organisational responsibilities regarding adult safeguarding. We also have a formal process of our responsibility for identifying and referring incidents of potentially concerning practice which may meet Safeguarding Adult Review (SAR) criteria to your local Safeguarding Adults Board.

We have national policies and procedures with regards to the following:

- Safeguarding adults and making a referral
- Whistleblowing & management of allegations against staff
- Complaints
- Staff supervision
- Information sharing
- MCA/DoLS including 'best Interest' and consent
- Prevent
- Risk assessment & management
- Domestic abuse.

In addition, our offender personality disorder project completes case formulations prepared for offender managers to assist them in working in the best way with people who may be more difficult to engage. Policies and procedures for the National Probation Service are reviewed at a national level.

Our organisational recruitment policy and procedure includes a requirement to obtain at least two references; undertake DBS checks and confirm professional registration is still current. Staff are expected to adhere to a code of conduct for any professional body they might be a member of. The NPS ensures that all staff are aware of their personal responsibility to report safeguarding concerns as well as ensuring that poor practice is identified and improved. Our 'new starter' induction programme ensures that staff and volunteers are made aware of their adult safeguarding responsibilities. All staff are required to undertake mandatory training which is in e-learning and face to face classroom events. Reflective practice sessions are offered to all staff with service user roles.

Equalities are promoted both in terms of our staff group and in relation to our work with our service users. This includes mandatory training events.



## **University Hospitals of Derby and Burton NHS Foundation Trust (UDBH)**

The UHDB Safeguarding Adult Team provides advice and support for a wide range of safeguarding issues relating to adults who may be at risk of abuse or neglect either deliberately or by acts of omission. They aim to attend the wards when a referral is received, meet the patient, and discuss the referral with them - including the issue of desired outcome - advise staff, liaise with social care and other relevant agencies / professionals, attending professionals' meetings where safeguarding issues are a factor and ensuring effective multi-agency working and discharge planning takes place.

The team also responds to Initial Enquiries (IEs) from several Local Authorities. We have responded to 82 section 42 enquiries in the last year. This is the highest number ever received in a year by the Trust. Themes commonly include information sharing concerns regarding medication or mobility aids for example and discharge issues.

The Team recognizes that there is further work to be done on Domestic violence training and policy development in the light of the 2022 Statutory Guidance but due to maternity leave and vacancy this has not been moved forward. It is being carried over into the 2023-24 workplan.

We undertake a number of audits:

- Audit of Initial Enquiries identified a significantly disproportionate number of IEs received from a LA with 574 requests received in contrast to 8 from 2 other LAs. We raised concerns in the MASH strategic group, and this has resulted in significantly fewer being received thereafter.
- Quarterly audits are undertaken to identify quality and compliance with threshold and completion of the referral forms. This demonstrates effective and compliant practice.
- External Assurance Audit of MCA performance completed in 2023. Significant assurance identified and required actions relating to issues already known at the time and having an implementation plan in place. We have implemented a team of MCA Educators - a team of 3.6 fte educators working on the wards with clinicians in "real time". They also undertake quarterly audit of average 145 case files and this is demonstrating improvement in practice.

## **Derbyshire Community Health Services (DCHS) NHS Foundation Trust**

DCHS is a proactive member of the Board and sub-groups; contributing to the Board work streams and working with partner agencies to enable people in Derby to live a life free from fear, harm and abuse.

### **Making Safeguarding Personal**

The Safeguarding Team advocates making safeguarding personal through the provision of advice/support, training and supervision. Staff are advised and encouraged to have conversations with the patients/service users that they are providing care for and/or where there is a safeguarding referral; to give the person the opportunity to voice their needs and what they want, reflecting the safeguarding personal agenda.

Safeguarding supervision enables the Named Nurses and Specialist Practitioners for both adults and children to explore and reflect with staff what daily life is like for the patient/service user, their current level of need/support and how to make a safeguarding journey personal.

### **Prevention**

The Safeguarding Team provides advice/support to staff: this includes discussions regarding care and support/safety plans to prevent harm when either someone makes an unwise decision and/or they don't have capacity and how to make a safeguarding referral to Social Care to enable the people that DCHS staff have contact with to be safeguarded and protected from harm.

Safeguarding supervision is recognised by DCHS as an important element of the safety culture. It provides professional advice and support to practitioners who are involved in the day-to-day work with adults and their families including promoting good standards of practice and contributes to improving outcomes for adults at risk and their families. DCHS has identified which staff groups require safeguarding adult supervision.

DCHS attends meetings where there are concerns regarding abuse, harm, domestic abuse and radicalization, as part of information sharing across agencies and includes contributing to safety plans; to reduce risk and enable access to appropriate support.

Learning from Safeguarding Adult Reviews, Domestic Homicide Reviews, Fatal Fires and Child Safeguarding Practice Reviews is actioned and disseminated throughout DCHS, to support minimizing harm and abuse.

## **Quality Assurance**

DCHS is a proactive member of both the Derby SAB and the Derbyshire SAB, prioritising attendance at the Board Meetings and sub-groups. The DCHS Named Nurse Safeguarding Adults, chairs the Derbyshire SAB Multi-agency Audit Group.

DCHS has demonstrated compliance with the Safeguarding Adult Assurance Framework (SAAF), Section 11 Audit and the Markers of Good Practice, Looked After Children Audit. DCHS submitted the SAAF in October 2021 and had a follow up site visit on 13th June 2022. DCHS is required to provide quarterly information to the Integrated Care Board regarding safeguarding data and activity which includes 'making safeguarding personal', quality assurance, Board/sub-group activity and learning.

The DCHS Safeguarding Governance Group (SGG) provides assurance to the Quality Services Committee (QSC) and the DCHS Board. The Group meets bi-monthly and provides assurance to QSC that DCHS is meeting its statutory safeguarding duty and is compliant with the Care Act 2014 and Section 11 of the Children Act 2004.

The audit schedule for 2022-2023 included the quality of referrals to adult social care, including making safeguarding personal and repeat audits for safeguarding supervision and Deprivation of Liberty Safeguards.

## **Diocese of Derby**

The Diocese of Derby has over 300 churches across Derbyshire. We work in communities, schools, prisons and hospitals as well other aspects of city and county life. Following the lifting of covid restrictions, our churches have fully reopened and continue to deliver services such food banks and to provide pastoral support, to seek to ensure the most vulnerable in our communities remain safe from harm.

Our safeguarding service has continued to be busy with churches resuming their full range of activities for all ages. We continue to support our churches in working with elderly parishioners who may be at risk of abuse and have ensured that arrangements are in place in relation to those who may pose a risk when returning to worship in church.

The Diocese continues to work towards embedding a culture of safeguarding in all we do. Our practice around safer recruitment and training has continued to be strengthened with a particular focus on the delivery of domestic abuse awareness training. We have embedded our support for our volunteer Parish Safeguarding Officers who support our work in individual parishes.

Our work continues to be overseen by our multi-agency Diocesan Safeguarding Advisory Panel. An executive summary of our Past Cases review has been published and we have made good progress in addressing the recommendations made.

We continue to develop our partnership working not only via our advisory panel but also by representation on the safeguarding board and various subgroups and our work with others in relation to faith and safeguarding. We have also been working with partners in mental health services to ensure that appropriate signposting is provided to those who need it.

## **Healthwatch, Derby**

Healthwatch Derby have supported DSAB in sharing safeguarding initiatives and strategies across our networks and continue to help raise wider awareness of safeguarding plans.

Healthwatch Derby has supported the DSAB strategy by:

- Helping local people having a voice in the local Health and Social Care environment
- Using their experiences to help improve the quality-of-service design and delivery
- Help empower local people by helping them understand how things work, what to expect and provide information to enable them make decisions through informed consent. This helps people recognise good and bad, helps assess risks to allow prevention planning
- Providing a route for people to raise safeguarding concerns and work with partners to highlight possible risks and we act as a conduit to enable partner organisations support and represent those in greatest needs
- Healthwatch Derby actively supports and promotes the work of the DSAB

Healthwatch Derby seeks the views of local people through outreach work, face to face, surveys, Enter and View of Health and Social Care establishments and Mystery Shopper activity.

We provide the experiential data to all services, commissioners and monitoring bodies. We raise awareness of local services and how people can stay healthy and safe.

## Department for Work and Pensions

Department for Work and Pension (DWP) works with some of the most vulnerable people in society.

DWP's key obligation is the administration and payment of benefits to citizens who satisfy the relevant eligibility criteria, we often need to consider a citizens' particular circumstances to tailor the service or engage appropriate support and working closely with our multi-agency partners is essential.

DWP policies and processes are influenced by customer experience. DWP put citizens needs at the forefront of design and service delivery, enabling colleagues to deliver a responsive, accessible, compassionate service to all including the most vulnerable citizens requiring additional support. Some examples of how DWP has responded to supporting our most vulnerable citizens includes:

- Appointed a network of more than 30 Advanced Customer Support Senior Leaders ((ACSSLs) – previously known as Senior Safeguarding Leads) across Great Britain. ACSSLs reach across all Product Lines and work with a range of external partners and organisations, forming a network of links within local communities across England, Scotland and Wales to build strategic relationships, aligning support for vulnerable citizens wherever possible, ensuring opportunities to highlight concerns to agencies with statutory safeguarding responsibilities are not missed. Participation in local forums and collaboration with multi agency Safeguarding Adult Boards (SABs) is key to this approach.
- A suite of comprehensive guidance and learning products are readily available for all colleagues on how to deal with vulnerable citizens including those citizens who discuss harming themselves. When a threat of self-harm is identified, staff follow a six-point plan that helps them take the right action at the right time; this could include alerting the emergency services.
- DWP introduced mental health training for Work Coaches in late 2017; this has better equipped them to identify customers' mental health issues or vulnerability and take appropriate action to support them. The learning continues to be updated to ensure the content is relevant and in Staffordshire and Derbyshire we have more awareness sessions planned over the coming months for newer starters.
- Every Jobcentre has a complex needs toolkit containing links to local organisations who can help and provide support to those who require it. This toolkit is accessible by most customer facing roles. The toolkit was developed by a range of experienced officials across the department, to support, signpost and raise awareness of citizens with complex needs.
- Colleagues have received mandatory training to raise their awareness of domestic abuse, which was developed in collaboration with domestic abuse charities. Every jobcentre has a Domestic Abuse Point of Contact to raise awareness of this issue, and support staff to deal with it appropriately.

This list is by no way exhaustive.

DWP is not a statutory member of the SAB, or have a statutory safeguarding duty, however, we are committed to attending the board as a non-statutory member, and to working with the statutory members to ensure our citizens are supported to access our services, through a multi-agency approach where required. And whilst DWP does not have a legal duty to 'safeguard', we absolutely recognise the positive impact that a collaborative approach can have when supporting our most vulnerable citizens and will continue to develop our partnership working through the safeguarding board and subgroups.

## Community Safety Partnership

Community Safety Partnerships (CSP) are local multi-agency partnerships to prevent and reduce crime and disorder. Our objectives are to:

- Work in partnership to address local crime and disorder priorities.
- Improve safety across the city and county for people who live in, work in, and visit.
- Identify key local crime and disorder priorities through assessments and consultation.
- Monitor and evaluate these strategies.

The Partnership members are:

- Derbyshire Police
- Derby City Council
- Derbyshire County Council
- Derbyshire Office of the Police and Crime Commissioner
- Derbyshire Fire and Rescue
- Derby City Integrated Care Board
- Derbyshire Probation
- Housing Providers
- Community and Voluntary Sector
- Community Representatives

We continue to:

- Develop guidance and materials to aid frontline staff in their identification and support of potential victims of Modern Slavery.
- Commission support for potential victims consisting of emergency accommodation and wrap around support and guidance.
- Deliver training and awareness raising to staff and partner agencies.
- Facilitate the Modern Slavery Protect group, bringing together statutory and voluntary sector agencies to develop and review our support offer.
- Support police and other enforcement agencies in the collection of intelligence and information to protect victims and identify perpetrators.
- Support the SOCEX (Serious Organised Crime and Exploitation) thematic board.
- Work with procurement and commissioning teams to ensure due diligence in ensuring modern slavery is not present within our supply chains.

### **Prevent:**

The Prevent element of the 2018 CONTEST Strategy intends to “Safeguard people from becoming terrorists or supporting terrorism” by delivering the following objectives:



- Tackle the causes of radicalisation and respond to the ideological challenge of terrorism.
- Safeguard and support those most at risk of radicalisation through early intervention, identifying them and offering support.
- Enable those who have already engaged in terrorism to disengage and rehabilitate.

CONTEST 2018 sets out that Local Delivery will do this by:

- Focusing activity and resources in those locations where the threat from terrorism and radicalisation is highest.
- Building stronger partnerships with communities, civil society groups, public sector institutions and industry to improve Prevent delivery.
- Re-enforcing safeguarding at the heart of Prevent to ensure our communities and families are not exploited or groomed into following a path of violent extremism.

## East Midlands Ambulance Service (EMAS)

East Midlands Ambulance Service NHS Trust (EMAS) provides emergency 999 and urgent care services for a population of approximately 4.81 million people within the East Midlands region. This region, which covers approximately 6,425 square miles, includes the counties of Derbyshire, Leicestershire, Lincolnshire, Nottinghamshire, Northamptonshire, and Rutland. EMAS also provides Patient Transport Services for people who have a routine (non-urgent) clinical appointment across Derbyshire and Northamptonshire.

EMAS continues to promote “Think Family” with a safeguarding team that is dedicated to ensuring that all vulnerable individuals are a priority, and that policy and procedure reflects everyone’s needs. There is strong leadership of the safeguarding agenda and an acknowledgement that safeguarding is “everybody’s business” with engagement from Board to frontline demonstrating a commitment to the protection of children and adults at risk in our society. Safeguarding education is delivered in a variety of ways within EMAS promoting a blended approach in a rolling program over a period of three years incorporating face to face, workbook, eLearning package and reflective supervision annually through the appraisal process to meet level three requirements.

All frontline staff receive face to face education on clinical induction and all EOC staff receive face to face training during AMPDS training. Staff in support services receive Level 1 education on induction and a copy of the EMAS education booklet electronically. The Safeguarding Team continue to support education colleagues to deliver face to face safeguarding training to direct entry technicians, ECA to technician training, ASC training and to new EMDS. During 2022-2023 the team delivered over 250 hours face to face training. Due to the small size of the team and increase in demand on our team as well as increase in recruitment it is not sustainable for the leads to deliver all new starter safeguarding training. Support has been requested from the Clinical Education Team. During Quarter 4, 2022-2023 the leads have provided Train the Trainer session to the CET with a view to them delivering the safeguarding training to new starters during 2023-2024. During 2022-2023, due to the ongoing implications of unprecedented demand on the service, engagement with training during 2022-2023 has been impacted. The Safeguarding brochure which was due to be issued to all staff this has been deferred until 2023-2024.

In addition, the following bespoke training packages have also been delivered face to face:

- Women’s Aid was commissioned to ensure all operational senior managers and Human Resource Business Partners (HRPB) can offer support to staff experiencing Domestic Abuse. Providing guidance on what senior managers need to know to support survivors in their remit as employers.
- Level 3 safeguarding training to all Specialist Paramedics.
- Level 3 Safeguarding training to all Clinical Assessment Team members.

During 2022-2023 the Adult Safeguarding Lead delivered a session on Adult Safeguarding. The session was co-delivered by an external speaker from Derbyshire

Adult Social Care. The focus of the session was Making Safeguarding Personal, Consent and referral quality. The Child and Young Person Safeguarding Lead has also developed a session on child safeguarding with a particular focus on unexpected child death which is due to be delivered during 2023-2024. The team intend to continue to use this platform to promote the safeguarding agenda. The Child and Young Person Lead has continued to support multi-agency CDOP training in Nottinghamshire and Leicestershire which is recognised as good multi-agency working.

During 2023-2024, the team will be issuing all staff with an Educational Brochure that covers three hours training. The content of the brochure incorporates Training Needs identified in both intercollegiate documents, Key Skills for health as well as learning from reviews and local audits.

One area that is of focus across the safeguarding agenda is exercising professional curiosity and documenting concerns appropriately. These issues will feature in the audit plan for 2023-2024 as well as incorporating audit of knowledge around the recently introduced pathways for illicit drug and alcohol support services and the Soldiers', Sailors', and Airmen's Families Association (SSAFA) veteran's pathway. Across the EMAS region both LSABs and commissioners seek assurance from EMAS that they meet safeguarding adults' responsibilities and improve outcomes for their patients. EMAS completes one Safeguarding Adult Assurance Framework (SAAF) and provide this to our commissioners. The tool is reviewed and followed up by an assurance visit after which a letter is received with feedback. EMAS then shares this information with its safeguarding boards to provide assurance across the Region. The last SAAF was submitted in November 2021. The SAAF looked at:

- Partnership and Collaborative working
- Policies and Governance
- Training and Development
- Implementation of the Mental Capacity Act
- Deprivation of Liberty Safeguards
- Making Safeguarding Personal/Patient Experience
- PREVENT
- Associated Workstreams (including the Covid Pandemic)

An assurance visit was completed in June 2022. EMAS were found to be compliant in all areas.

Safeguarding sits within the Director of Quality Improvement and Patient Safety portfolio and forms part of the Quality Strategy. There are clear links from the frontline to Board and the reporting mechanisms are via the EMAS Integrated Quality Forum, Clinical Governance Group and Quality and Governance Committee. The Safeguarding Team are also members of the Incident Review Group (IRG) and Confidential IRG Group (CIRG). The Head of Safeguarding is the Chair for CIRG. Referral rates, participation in statutory reviews and staff allegations are presented to the Clinical Governance Group (CGG) and the Quality and Governance Committee (QGC) via the monthly Quality Metrics Report. This ensures safeguarding remains a focus for discussion, safeguarding activity is monitored, safeguarding quality is reviewed and learning is embedded.

Demands on capacity across EMAS and within the Safeguarding Team unfortunately dictated that audits were not fully completed in 2022-2023. Audits were carried out in Nottingham, Derby, Northamptonshire and with the Clinical Assessment Team, (CAT).

The audit plan had identified key areas for review taken from learning found from the statutory reviews completed, issues raised via external partners, and from referrals raised with the Safeguarding Leads for quality assurance via PALS or the SIAs.

These included:

1. Unwell capacitous adult with care and support needs refusing transfer to hospital,
2. Process for raising immediate referrals,
3. Under 18 intoxicated in a public space
4. Domestic abuse concerns, specifically around information required in referral,
5. Homeless adult – threshold for referral,
6. Child with poor prognosis,
7. Adult living in poor conditions with fire risks,
8. Unresponsive adult following illicit drug use,
9. Mental Health and intentional overdose of an under 18,
10. Disclosure of rape by an adult with capacity and no care or support needs.

Across the frontline crews, 41 audits were carried out. Overall, the results were positive, with no staff members receiving a 'fail' resulting in escalation to division and 78.8% passing and the remaining 21.2% passing following prompting by the Safeguarding Leads completing the audit.

Crews were most confident in their response to the question regarding an intentional overdose taken by an under 18 with 100% passing this question, the question receiving the lowest pass rate was for the adult disclosing rape with no care and support needs, with 44% of respondents requiring prompting to pass.

A key area of identified learning for EMAS is around taking full details when Domestic Abuse is disclosed, 73% of respondents passed this question, with the remaining 27% requiring some prompting. Audits were carried out with 12 clinicians from the CAT, the questions asked were adapted to consider learning identified throughout the previous year from referrals raised by the CAT identified via PALS or the SIAs and from external reviews.

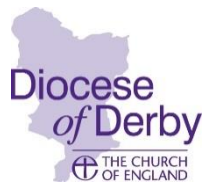
Again, there was a high majority of positive responses with 98% of respondents passing without prompting. The question that required the most prompting was around the health care professional allegedly acting outside of their scope of practice, with 33% requiring support with this question. The questions that related to mental health concerns for the under 18 and adult, domestic abuse, bruising in non-mobile babies, adult with alcohol dependency and Termination of Pregnancy all had 100% pass rate.

While the numbers of audits completed are low, these positive audit results reflect the significant amount of training and communications facilitated by the Safeguarding Team across frontline crews and the CAT. Due to the limited numbers carried out, it

is likely that audit questions for 2023-2024 will be modified slightly, but themes by and large will remain the same. One area that is of focus across the safeguarding agenda is exercising professional curiosity and documenting concerns appropriately. These issues will feature in the audit plan for 2023-2024 as well as incorporating audit of knowledge around the recently introduced pathways for illicit drug and alcohol support services and the Soldiers', Sailors', and Airmen's Families Association (SSAFA) veteran's pathway.

The 2023-2024 face to face audit programme will recommence once the Adult Safeguarding Lead is recruited and confident in post which is likely to be Autumn 2023. The importance of auditing safeguarding knowledge is recognised by the Safeguarding Team, and due to two consecutive years where audits have not been completed in full due to constraints from Covid-19 and demands on organisational and team capacity this will be a priority on the workplan for 2023-2024 and it is anticipated that the divisional management teams will continue to support this.

All EMAS staff remain engaged with the agenda and the Safeguarding Team are looking forward to the new financial year. It is a priority that the Safeguarding Team to continue to develop and maintain the engagement of staff, rise to the challenge of continued service improvement and ensuring that safeguarding remains an integral part of all service delivery. There is ongoing work required to ensure that the learning regarding the safeguarding agenda and quality of referrals is embedded. The aim for the 2023-2024 work plan (see appendix three) continues to strengthen the current agenda, adapting to the ever-changing landscape of health and social care alongside the needs of EMAS as an organisation. The safeguarding work plan is fluid and there is recognition that due to unprecedented demand some planned work for 2022-2023 has been carried over. Additional work may also be added to the plan in line with national learning. The work plan will be adapted should the needs of the service require the Safeguarding Team to support in additional agendas.



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 Derby Safeguarding Adults Board  
 01332 642961  
 December 2023  
<http://www.derbysab.org.uk/>