WELSH STATUTORY INSTRUMENTS

2012 No. 205 (W.35)

SOCIAL CARE, WALES
NATIONAL HEALTH SERVICE, WALES
CHILDREN AND YOUNG PERSONS, WALES

The Integrated Family Support Teams (Review of Cases) (Wales) Regulations 2012

Made - - - -	*30 January 2012*
Laid before the National Assembly for Wales - -	*31 January 2012*
Coming into force - -	*28 February 2012*

The Welsh Ministers, in exercise of the powers conferred by section 63(a) and 74(2) of the Children and Families (Wales) Measure 2010(**1**) and sections 26(1), (2), 104(4), 104A(1) and (2) of the Children Act 1989(**2**) make the following Regulations:

Title, commencement, interpretation and application

1.—(1) The title of these Regulations is the Integrated Family Support Teams (Review of Cases) (Wales) Regulations 2012 and they come into force on 28 February 2012.

(2) In these Regulations—

"the 2010 Measure" ("*Mesur 2010*") means the Children and Families (Wales) Measure 2010;

"a case" ("*achos*") means a case that is reviewed by an IFS team in accordance with these Regulations;

"a family" ("*teulu*") means a family which has been referred by a local authority to its IFS team and whose members have been notified that they will be supported by the team;

"IFS team" ("*tîm integredig cymorth i deuluoedd*") means an integrated family support team established by a local authority with the participation of a local health board in accordance with section 57 of the 2010 Measure;

"the Review Regulations" ("*y Rheoliadau Adolygu*") means the Review of Children's Cases (Wales) Regulations 2007(**3**).

(**1**) 2010 nawm 1.
(**2**) 1989 c. 41.
(**3**) S.I. 2007/307 (W.26).

(3) These Regulations apply in relation to those areas of Wales in relation to which section 57 (establishment of family support teams) of the 2010 Measure has been commenced(**4**).

Duty to review cases

2.—(1) Subject to paragraph (2) and (3), a local authority must review the case of each family in accordance with these Regulations, for as long as the family is being supported by its IFS team.

(2) Where an IFS team is established jointly by more than one local authority, then the duty in paragraph (1) applies to the local authority in whose area the child lives and any temporary arrangements for the child to live outside the local authority area are to be disregarded for this purpose.

(3) The duty in paragraph (1) of this regulation does not apply in relation to the case of a family where one or more of the children in the family is being looked after or is being provided with accommodation by the local authority and that child's case is (or those children's cases are) subject to review under the Review Regulations.

Time when each case is to be reviewed

3.—(1) Each case must first be reviewed within four weeks of the date on which the family are notified that their case will be supported by the IFS team.

(2) A second review of the case must be carried out no more than three months after the first and thereafter subsequent reviews must be carried out no more than six months after the date of the previous review.

(3) Nothing in this regulation prevents a local authority from reviewing the case before the times specified in paragraph (1) or (2).

Manner in which cases are to be reviewed

4.—(1) A local authority must set out in writing how the case of each family is to be reviewed and must make this available to the persons specified in regulation 6(1).

(2) A local authority whose IFS team is supporting a family must make arrangements to co-ordinate the carrying out of all aspects of the review.

(3) A local authority must appoint one of its officers to co-ordinate all the aspects of the review.

(4) The matters to be dealt with in each review must, so far as practicable, include the elements specified in Schedule 1.

(5) Nothing in these Regulations prevents the carrying out of any review under these Regulations and any other review, assessment or consideration under any other provision at the same time.

Considerations to which local authorities are to have regard

5. The considerations to which, so far as is reasonably practicable, a local authority must have regard in reviewing each case are the general considerations specified in Schedule 2.

Consultation, participation and notification

6.—(1) Before conducting any review a local authority must, unless it is not reasonably practicable to do so, seek and take into account the views of—

(a) the children of the family;

(**4**) On the date these Regulations are brought into force section 57 of the 2010 Measure is in force in relation to the following local authority areas: Merthyr Tydfil, Newport, Rhondda Cynon Taff , Wrexham, Cardiff and the Vale of Glamorgan.

(b) the parents;

(c) any person who is not a parent of the child but who has parental responsibility for that child;

(d) members of the IFS team; and

(e) any other person whose views the authority consider to be relevant;

in particular in relation to the matters which are to be dealt with in the course of the review.

(2) A local authority must so far as is reasonably practicable involve the persons whose views are sought under paragraph (1) in the review and, where the authority consider appropriate, invite them to attend all or part of it.

(3) A local authority must, so far as is reasonably practicable, make known the outcome of the review and of any decision taken by it in consequence of the review to—

(a) the children of the family;

(b) the parents;

(c) any person who is not a parent of the child but who has parental responsibility that child;

(d) the IFS team; and

(e) any other person whom the authority considers ought to be notified.

Arrangements for implementation of decisions arising from reviews

7. A local authority must take all reasonable steps to implement any decision which it takes in consequence of a review, whether by making arrangements itself or by making arrangements with a local health board or with any other person.

Recording review information

8. A local authority must make a written record of—

(a) information obtained for the purposes of a review;

(b) any meeting arranged by the authority in anticipation or in consequence of any aspect of the review of that case; and

(c) details of the outcome of the review and any decisions made by the authority in consequence of the review.

Revocation and modification

9.—(1) Regulations 1 to 8 of the Integrated Family Support Teams (Review of Cases) (Wales) Regulations 2010(**5**) are revoked.

(2) The amendments to the Review Regulations made by regulation 9 of the Integrated Family Support Teams (Review of Cases) (Wales) Regulations 2010 apply to the remaining parts of Wales(**6**).

(**5**) S.I. 2010/1700 (W.161).

(**6**) The amendments made by regulation 9 of the Review Regulations were made in relation to the local authority areas of Merthyr Tydfil, Newport, Rhondda Cynon Taff , Wrexham, Cardiff and the Vale of Glamorgan (*see* The Children and Families (Wales) Measure 2010 (Commencement) Order 2010 (S.I. 2010/1699 (W.160) (C.87)).