

# Press release: Whitby man handed community order for illegal salmon and sea trout fishing

A Whitby man has been handed a 12-month community order for illegally fishing for salmon and sea trout.

William Arthur Elwick, 53, of Abbot's Road, Whitby, must now carry out 240 hours of unpaid work after he was sentenced on Friday 24 March at Scarborough Magistrates' Court.

He had admitted two charges of gill net fishing without a licence after being caught red-handed on 4 July 2016.

Chris Bunting, prosecuting for the Environment Agency, told the court that enforcement officers caught Elwick while they were carrying out night-time patrols along the lower River Esk and tideway.

At around 12.30am near Chainbridge Riverside Retreats, Ruswarp, officers discovered a gill net that was stretched across the full width of the river. They heard splashing at several points of the net where fish had become entangled.

Another gill net was found upstream near Briggswath, again stretching across the full width of the river.

The investigating officers carried out covert surveillance of the nets and called in the police to help search for the culprit. Elwick was found hiding in a bush.

He had in his possession 23 sea trout and two salmon. These were seized, along with his nets and other equipment.

Gill nets are illegal to use within inland waters. An examination of the seized fish revealed clear signs of physical harm including lacerations along fins, with bloodied wounds and scale loss. This damage is consistent with the fish having been captured in an entanglement net, such as a gill net.

A spokesperson for the Environment Agency said after the hearing:

Illegal fishing of this kind is a crime, and we will investigate and prosecute anyone who is caught breaking the law.

The River Esk has a relatively small catchment and any significant illegal fishing activity will inevitably have a major impact on fish populations. The illegal netting of salmon and sea trout poses

a threat to the wider ecology of the River Esk, including the fresh water pearl mussel which relies on salmon and sea trout for their life cycle. The Yorkshire Esk is one of the few rivers in the United Kingdom that still has a population of pearl mussels.

We are grateful to North Yorkshire Police for their support in apprehending the defendant. Anyone who believes that illegal fishing is taking place should report the matter to our incident hotline on 0800 807060 so we can investigate.

A representative from the Yorkshire Esk Rivers Trust said after the hearing:

Elwick's actions were illegal and damaging to the local ecology of the River Esk. This type of crime also has a detrimental impact on the local economy. By taking these fish illegally with the intent of selling them off for personal profit, Elwick is depriving his neighbours up the Esk valley the chance to make legitimate income from these fish which studies have shown are worth about ten times as much to local businesses than the value Elwick will have gained.

Our message to local people is to be aware of where you buy your fish. Only buy from a reputable seller, and if you believe someone is trading in illegally-caught fish, report the matter to the Environment Agency.

In mitigation, the defendant told the court that he had committed the offences during a period of unemployment and that he would have sold the fish had he not been apprehended. At that point he hadn't been entitled to benefits and had no income. Elwick is now back in full-time employment.

He was also ordered to pay £2,985 in legal costs.

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## [Speech: Social care monthly commentary: March 2017](#)

### **Creating an effective front door**

In this commentary, I want to focus on what the important ingredients are for an effective front-door service – one that responds quickly and appropriately

to children and child protection concerns. I want to dispel the myth that there is a certain 'model' that will solve the problems that this part of the children's social care service faces.

Throughout the country, local authorities are struggling to get the front-door service right. While it is a hugely complex task, there are some basics that always need to be done well. Some authorities that are struggling to get the whole of the front-door service working well have shown good practice in certain areas, which is something I want to recognise in this commentary. We must praise and share good practice where we see it, even where authorities are less than good.

We need to move away from the idea that local authorities need to use a particular front-door model. What works in one place will not work everywhere. There are various names for different models in different places, such as multi-agency safeguarding hub (MASH) or contact and referral service, and they are not always used to describe the same thing. Some of these multi-agency arrangements work well, but providing a good service is about more than adopting a specific model or a name.

Every area will have different challenges around multi-agency working and ensuring that children and their families get the right help at the right time. The best authorities will continue to develop ways of working that best meet these local challenges as they change over time.

There are a variety of ingredients to an effective front-door service that, when applied flexibly, will deliver what children and their families need. We know that each part of the children's social care system is reliant on the work carried out in other parts of the system. So getting it right at the front door makes a huge difference to children both in the short and long term.

## **What is the front door?**

The 'front door' in a social care context is the arrangement that local authorities have in place to respond to an initial contact from a professional or member of the public who is concerned about a child. At the front door, local authorities provide advice and make decisions about how they will act on information about the health, well-being and safety of children.

The front door, therefore, is where professionals gather information and make decisions about which pathways to follow for different contacts and referrals. This may lead to an assessment by children's social care, early help or a response from universal services.

There are many different ways of organising work at the front door. Some local authorities have models run by the corporate call centre, while others have multi-agency hubs. Each can work well. And some have multiple front doors, for example in different locations or to allow for specialist teams.

It is not uncommon for a child to be referred to children's social care

during their early childhood. It is estimated that 1 in 5 children will be referred before they start school. This gives a sense of the volume of work that local authorities and professionals at the front door have to manage.

All partners, including schools, health services, the police and others are responsible for providing their own high-quality initial response services. Other agencies need to know what information to share, when and with whom. Everyone involved in children's lives has a responsibility to identify and share concerns.

## **What are the important ingredients of an effective front-door service?**

### **Advice**

Partner agencies such as health services, schools and the police often have a lot of in-depth knowledge about children and families. Advice on making referrals helps them to distil the information needed and to keep thresholds consistent across agencies. Good-quality advice at the front door should also be available to individual members of the public and service users.

In Croydon for example, members of the public, including young people, can access and speak to a duty social worker at any time through the reception at council offices and the emergency duty team after hours. This service is particularly well used by young people who have accommodation issues. Croydon also has an information and advice line for professionals. It allows anyone considering non-urgent referrals to discuss their concerns. This is improving the quality of referrals.

### **Gathering and analysing information**

Leaders must ensure that the information systems that professionals use support them to do their work well. All relevant information about children, families and incidents has to be captured and analysed so that risks are properly understood and the right decisions can be made. Every effort should be made to ensure that collating this evidence is as efficient, quick and as easy as possible to allow staff to focus on their work rather than duplicating paperwork or 'feeding' unhelpful information systems. Leaders must ensure that this work is quality assured to maintain high standards over time.

### **Sharing information well**

There has to be clarity about what information can and should be shared. Each agency and all professionals should have a clear understanding of their roles and responsibilities, both separately and to each other. A significant challenge for local authorities is organising all agencies to share information. Only the most determined leaders can make sure that everyone involved understands how this works, that everyone is confident in sharing the right information and that there is a consistent approach.

## **Contextualising family strengths and risk**

Historical factors about children and families have to be taken into account and fully analysed to understand families' strengths and risks. Inspectors commonly identify this as a weakness in their evaluation of cases. Where possible, staff should take a proactive approach rather than a reactive approach.

They should seek to understand the context in which children are living and the strengths of the family and their protective factors, as well as the risks children might be facing. In one family, an incident may indicate a more significant risk, but in another, evidence of strengths within the family may mean there is less concern.

Any incidents or events must be considered within that context if we are to build resilience in families wherever it is appropriate.

## **Using early help appropriately**

Time and again, we hear that early help is critical. Helping families early prevents smaller risks from escalating, which keeps parents and children together. Families must receive the right help at the right time. The focus should be on an early, co-ordinated response.

But early help has to be purposeful and families must understand what they need to change. This means helping them to build resilience and resources, rather than becoming reliant on services. Good front-door services know what help is available locally and in communities. They can signpost families to where they can get the help and support they need when the threshold for social care involvement has not been met.

It's worth bearing in mind though, that the best front doors are about getting families the right help and support quickly, rather than functioning as a 'gatekeeper' of services.

## **A culture that places the welfare of the child at the centre**

Professionals should try and see through the eyes of a child. They should ask the questions: 'What is the experience of this child? What is daily life like for this child? What is the response that will most meet this child's needs?'

## **Valuing professional disciplines and expertise**

Different agencies and professionals have a variety of expertise. Valuing that range of expertise and difference in perspective and focus, is important and bringing it together leads to better decision-making. This can happen virtually or through co-location.

However, simply sitting in the same room as one another is not enough. Inspectors have found instances of agencies located together, but still missing opportunities to share information and make joint decisions. All agencies, including probation, adult services, health, education and schools

must understand their own and each other's roles. The best authorities work hard to ensure that they have a good relationship with their schools.

Making use of specialist knowledge in critical areas of child protection, such as domestic abuse and child sexual exploitation, can help to improve services. Care needs to be taken to root this knowledge in teams so that it is sustainable and helps inform thinking in the longer term rather than being a quick fix for difficult cases.

## **A responsive out-of-hours service**

A good out-of-hours service is run by people who know the work well and are able to respond to a whole range of challenging circumstances. Crucially, this service is responsive and does not just act as a 'waiting area' for the next day.

In Wakefield, for example, out-of-hours social workers provide a wide-ranging service to both new and open cases. This includes welfare visits, follow-up on cases that have come through the duty team and timely completion of child protection enquiries, including strategy discussions.

Despite the service requiring improvement overall, Wakefield's co-location and good communication with the police supports multi-agency information-sharing and decision-making. Staff are timely in their response to children and families' needs out of hours.

## **Close working with health partners**

This needs to be embedded and routine. In Central Bedfordshire, for example, the children's social care service works jointly with the safeguarding nurses at the hospitals, health visitors and school nurses. All GP practices have a linked social worker, and this is assisting communication, decision-making and understanding of each other's roles.

## **Multi-agency strategy discussions**

Despite prioritising, and increasing their investment in, multi-agency working and information sharing, too many local authorities have weaknesses in the way they run strategy discussions. Not all partners are always present and this severely affects the quality of the discussion, the information that is shared and the decisions that are made. Risks around children and their families can be missed more easily if agencies that work closely with them are not at the discussions.

## **Managing the work**

I can't emphasise enough how important good leadership is in ensuring that children and families get what they need. I discussed this in a commentary on practice leadership last year.

Robust management oversight of how children move through the system is vital. A blockage in one area can produce significant delays in efforts to help and

protect them. At the front door, this oversight is absolutely critical.

Management of workflow is similarly important. Applying thresholds consistently is still a challenge. Children need the right help no matter what time the referral comes in, the quality of the referral, which staff are on duty, or the management arrangements.

### **Good leadership also includes:**

- well-supported, confident and knowledgeable managers, who have an overview of the work through monitoring
- good systems for recording and sharing information
- a clear information-sharing policy that is understood by all staff
- performance monitoring, performance management and quality assurance arrangements that support managers in monitoring the work and taking action

### **Maintaining high-quality work**

Quantitative measures are not effective by themselves in measuring the quality of the front door. The story of the front door needs to be told through qualitative measures as well. We know that some quantitative measures, such as low re-referral rates, can give false reassurance. Qualitative data is fundamental to understanding the quantitative information.

Regular 'dip sampling' of cases helps managers to understand the effectiveness of information sharing, information gathering, assessment and joint decision-making. Dip sampling is a valuable learning opportunity for front-door staff. It must account for different factors, such as different staff teams and managers, as well as decision-making on different days.

Local authorities need to make sure that they have enough regularly scrutinised quantitative and qualitative information. This can include themed audits, multi-agency audits and information from dip sampling. Learning identified should be disseminated and where necessary, action should be taken and monitored for impact.

Local authorities must have systems to identify if a particular agency does not understand thresholds or is not providing timely, good-quality referrals and information. Not only can this have an impact on the quality of decision-making, but poor-quality referrals can seriously hinder processes at the front door. A social worker can potentially deal with a higher number of referrals when they don't have to spend time chasing further information that could have been there from the start.

### **Taking care of frontline social workers**

Although this is last in my list, taking care of our social workers at the front door is so important. As I discussed in my commentary in November 2016, 'the environment in which we work can help or hinder us to do the best job we can do'.

In Cornwall, inspectors found that leaders have created a culture of continual learning, support and challenge for social workers. Historically, these areas had been a real problem for Cornwall. But in recent years, these improvements have enabled social work, and social workers, to flourish. Leaders have ensured that their social workers at the front door have manageable caseloads and are part of a stable, knowledgeable workforce.

Indeed, a challenge for local authorities is workforce planning. How do you balance that mix of experience and a fresh view? If a professional works at the front door continually for a long period of time, they can potentially be desensitised to the seriousness of risks. This can happen due to the volume of cases, speed of decision-making, as a coping mechanism in dealing with distressing information, the responsibility of working at speed and getting it 'right'. This is a challenge that needs to be addressed by all agencies.

One way that this can be addressed is by rotating staff working in the front-door services. There are of course those who thrive well on the nature of the work at the front door. They should, naturally, be supported to remain there to provide stability and continuity of knowledge and understanding of the service.

Keeping hold of your good social workers and building the knowledge, skills and confidence of new social workers is critical. Supporting front-door staff well is integral to a good front-door service. Too often, caseloads are high, which impacts on the quality and timeliness of the work. Looking after your staff and helping them to be skilled and confident in their decision-making is an important part of getting it right for children.

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## **[Press release: Trustees failed to report sex abuse allegation](#)**

The Charity Commission has criticised the trustees of the [Grail Trust](#) (the charity) over the handling of an allegation of child abuse in the main organisation it raised funds to support, the Grail Trust India (GTI) as inadequate.

The allegation involved a person connected with the charity at a children's home in India run by its partner GTI, which has now closed. The charity raised funds for and provided financial support to GTI to run the home and representatives of the charity periodically visited the home.

The Commission carried out an initial investigation after being notified of the allegation in August 2011. This led to a statutory inquiry, which examined how the trustees dealt with the allegation and the charity's procedures and approach to safeguarding.



The Commission does not investigate allegations of abuse but intervenes to ensure that trustees are protecting their charity and its users. The allegation is still being investigated by the appropriate overseas authorities and although the inquiry had been awaiting the outcome of the criminal case, given the time that has passed, the Commission has decided to conclude its own investigation.

The inquiry found that the initial response by the trustees to the allegation was inadequate as they did not report the allegation and were not impartial in considering the allegation, which they publically rejected. The inquiry found this was both inappropriate and risked damaging the charity's reputation. The inquiry also found that the charity's trustees had failed to take reasonable steps to ensure that safeguarding measures undertaken by GTI were adequate.

The inquiry concluded that there had been serious governance failures in the charity and that the trustees were responsible for misconduct and mismanagement due to their mis-handling of the allegation of abuse; their failure to ensure that there were proper safeguarding systems in place at GTI and their failure to fully understand that their safeguarding obligations extended to visitors from the charity to GTI.

As a result the Commission issued the trustees with a formal action plan to ensure the trustees understood their safeguarding responsibilities and put adequate measures in place to manage the risks to the charity's beneficiaries. The Commission is currently monitoring compliance with this action plan, and is satisfied that the trustees are acting on the regulatory advice given.

**Michelle Russell, Director of Investigations, Monitoring and Enforcement, said:**

This is very concerning. It is another case where trustees do not take abuse allegations seriously nor ensure there are proper safeguarding protections in place to protect children.

Trustees have a duty to act in the best interests of the charity and this includes having adequate safeguarding policies in place and fully implementing them.

Many charities deliver charitable work through other charities and partners both here in the UK and overseas. Where that work and those organisations are involved with children, it's important that the charity ensures the partner is not just capable of delivering that work, but has proper safeguarding measures in place. Trustees should therefore put in place proper monitoring of staff and volunteers and ensure safeguarding policies and procedures are in place at a local level.

Further information for trustees on safeguarding can be found in the Commission's policy on: [Safeguarding children and young people](#).

The [full report](#) is available on GOV.UK.

Ends

PR 23/17

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#### Notes to editors

1. [The Charity Commission](#) is the independent regulator of charities in England and Wales. To find out more about our work, see our [annual report](#).
  2. Search for charities on our [online register](#).
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Throughout the country, local authorities are struggling to get the front-door service right. While it is a hugely complex task, there are some basics that always need to be done well. Some authorities that are struggling to get the whole of the front-door service working well have shown good practice in certain areas, which is something I want to recognise in this commentary. We must praise and share good practice where we see it, even where authorities are less than good.

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Indeed, a challenge for local authorities is workforce planning. How do you balance that mix of experience and a fresh view? If a professional works at the front door continually for a long period of time, they can potentially be desensitised to the seriousness of risks. This can happen due to the volume of cases, speed of decision-making, as a coping mechanism in dealing with distressing information, the responsibility of working at speed and getting it 'right'. This is a challenge that needs to be addressed by all agencies.

One way that this can be addressed is by rotating staff working in the front-door services. There are of course those who thrive well on the nature of the work at the front door. They should, naturally, be supported to remain there to provide stability and continuity of knowledge and understanding of the service.

Keeping hold of your good social workers and building the knowledge, skills and confidence of new social workers is critical. Supporting front-door staff well is integral to a good front-door service. Too often, caseloads are high, which impacts on the quality and timeliness of the work. Looking after your

staff and helping them to be skilled and confident in their decision-making is an important part of getting it right for children.

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## [Press release: Business Minister Margot James urges FTSE 350 chief executives to improve diversity and inclusion](#)

- FTSE 350 companies asked to drive increased diversity in the workplace
- UK's largest companies urged to take up McGregor-Smith Review recommendations
- Margot James to chair the first meeting of the new Business Diversity and Inclusion Group in the coming months

Business Minister Margot James has written to the chief executives of all FTSE 350 companies urging them to improve diversity and inclusion in the workplace.

In her letter, she called on the UK's largest companies to take up key recommendations from the [Baroness Ruby McGregor-Smith Review](#) into black and ethnic minority progression in the workplace, including:

- publishing a breakdown of their workforce by race and pay
- setting aspirational targets
- nominating a board member to deliver on those targets

Business Minister Margot James said:

It simply makes no business sense for people to be left behind because of their ethnic background and I am asking FTSE 350 companies to play their part in driving the agenda for greater diversity in the workplace.

Genuine and lasting change must come from within the business community and I encourage companies to take forward Baroness McGregor-Smith's recommendations.

Baroness McGregor Smith, who published her independent review last month, said:

I'm delighted to see the government playing its part in calling on



the UK's largest businesses to improve diversity and inclusion in the workplace.

FTSE 350 companies must help to bring about change by committing to greater transparency and accountability on this vitally important issue as set out in the recommendations in my review.

In the coming months, Margot James will chair the first meeting of the Business Diversity and Inclusion Group set up following the publication of the McGregor-Smith Review.

The group will bring together business leaders and organisations to coordinate action to remove barriers in the workplace.

The Business Inclusion and Diversity Group, chaired by Margot James, will include:

- Baroness McGregor-Smith
- Sir Philip Hampton and Dame Helen Alexander, who are leading a review aimed at increasing female leadership in FTSE companies
- Sir John Parker, who has concluded a consultation on recommendations to increase BME representation in the boardroom
- the CBI, IoD, Business in the Community, Financial Reporting Council and Equality and Human Rights Commission to participate