

Meeting: Cabinet **Date:** 19 August 2025

Wards affected: All

Report Title: Torbay Youth Justice Plan 2025-26

When does the decision need to be implemented? As soon as possible

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1. Purpose of Report

- 1.1 Torbay Local Authority is required by the Crime and Disorder Act 1998 to approve an annual Youth Justice Plan that has been prepared in consultation with its partner agencies, staff, and service users.
- 1.2 The key outcomes for the Youth Justice Plan are to prevent children from offending, reduce re offending and prevent children entering custody.
- 1.3 The national Youth Justice Board (YJB) produces guidance on the production and contents of the [Youth Justice Plans](#) Torbay's plan has been produced in accordance with this guidance.

Reason for Proposal and its benefits

- 2.1 The Youth Justice Plan contributes to desired outcomes of the Community and Corporate Plan: -

'We want Torbay and its residents to thrive' - the Youth Justice Service works with vulnerable children whose offending behaviour if not addressed is likely to have lifelong impact on their ability to thrive.

'where our children and older people will have high aspirations' - the Youth Justice Service supports children to develop alternatives to their current behaviours and raise their expectations and aspirations

'Build safer communities: -

- *Work with partners to tackle crime, including exploitation, and its effects.*

- *Work with partners to reduce offending and reoffending and its impacts*
- *Work with partners to tackle domestic abuse and sexual violence and its effects'*

The Youth Justice Service directly contributes to the delivery of these three aspects of the 'Thriving Community' element of the Corporate Plan by its direct work with children to address the causes of their offending behaviour and the impacts for families and victims.

- 2.2 The local authority has a statutory duty to submit its Youth Justice Plan by 30th June 2025 to the YJB. The Draft Plan has been submitted signed by Nancy Meehan as Chair of the YJS Strategic Board, which is acceptable to the YJB, but it must still be ratified by Torbay Council Cabinet. Failure to do so may result in YJB funding being withheld or delayed resulting in a reduced or delayed service as specified within the plan.

3. Recommendation(s) / Proposed Decision

1. That the Torbay Youth Justice Plan 2025-26 be approved and forwarded to the Youth Justice Board.

Appendices

Appendix 1: Final Draft Torbay Youth Justice Plan 2025-26 v2

Supporting Information

1. Introduction

- 1.1 Torbay Local Authority is required by the Crime and Disorder Act 1998 to approve an annual Youth Justice Plan that has been prepared in consultation with its partner agencies, staff and service users.
- 1.2 Local authorities have a statutory duty to submit its Youth Justice Plan Youth Justice Board (YJB) by 30th June each year. Section 40 of the Crime and Disorder Act 1998 sets out the youth justice partnership's responsibilities in producing a plan. It states that it is the duty of each local authority, after consultation with the partner agencies, to formulate and implement an annual youth justice plan, setting out how youth justice services in their area are to be provided and funded, how it will operate, and what functions it will carry out. The plan should equally address the functions assigned to a youth justice service and include how services will prevent offending behaviour and reduce reoffending.
- 1.3 The Children and Young People's Overview and Scrutiny Sub-Board considered the Youth Justice Service Plan on 23 July 2025 and welcomed the progress made by the Youth Justice Service and partners and thanked them for their work on implementing and updating the Plan for 2025-26. They recommended that the Cabinet approve the Youth Justice Plan for 2025-26.

2. Options under consideration

- 2.1 There are no other options being considered as there is a legal requirement to deliver this service and produce this plan.

3. Financial Opportunities and Implications

- 3.1 Torbay Youth Justice Service is a statutory partnership governed by a Management Board. The statutory partners are required to agree the level of funding for the service and the amounts contributed by each statutory partner. The following Draft Budget has been set for the following year subject to final agreement by some partner agencies. Torbay Council Children's Services as one of the statutory partners has agreed funding for 2024-25 of £497,084 as part of a total budget of £919,916. The Youth Justice Board (YJB) is the next largest contributor granting £247,401, the remaining budget is made up of contributions for the other partners and other specific grants. Additionally, partners contribute 174,760 'in kind' through the secondment of workers to the service. See Appendix 2 of the Youth Justice Plan 2025-26 for more details.
- 3.2 Failure to agree the Youth Justice Plan may result in funding from the Youth Justice Board (YJB) being withdrawn or withheld, as well as contributions from other partner agencies which would result in a reduced service to children in Torbay.

4. Legal Implications

- 4.1 [The Crime and Disorder Act 1998 \(Section 39\)](#) introduced a statutory requirement for local authorities to establish Youth Offending Teams (YOTs) in their area, requiring the involvement of the local authority (the lead agency), Police, Health and Probation – the statutory partners.
- 4.2 The local authority is also required, under Section 40, after consultation with the partner agencies, to publish a Youth Justice Plan each year outlining the composition of and funding for their YOT. This includes the steps taken to encourage children not to commit criminal offences. This document is the required Youth Justice Plan for Torbay.
- 4.3 The legislation refers to Youth 'Offending' Teams (YOTs) and youth 'offenders' this language has been replaced by updated guidance from the Youth Justice Board (YJB) as part of their Child First approach to stop labelling children as offenders and now refers to local YOTs as Youth Justice Services (YJSs), although the primary legislation has not been changed. The Child First model is based on evidence and research that shows a positive, pro social approach focussing on the child's strengths and capabilities is the most likely to result in desistance from offending.

5. Engagement and Consultation

- 5.1 All partners have been engaged in the development of the youth justice plan through representation at an 'Away Day' for the Strategic Board for the service with specific meetings held to oversee the development of the plan.
- 5.2 Staff and volunteers were involved through team meetings and workshops to help develop the vision and priorities for the service, and the views of children, families and victims has been gathered through the ongoing feedback systems of the service and used to influence the priorities of the service.

6. Purchasing or Hiring of Goods and/or Services

- 6.1 There will be very limited spend outside of the Council. Over 90% percent of Youth Justice Service funding is spent on staff employed on behalf within the Youth Justice Service by Torbay Council (not including seconded posts). The main areas of funding outside this are to a wide variety of providers relating to the delivery of direct work with children eg rental of community facilities to see children and activities provided or delivered as part of an agreed intervention plan.

7. Tackling Climate Change.

- 7.1 There will be no contribution to tackling climate change in this proposal.

8. Associated Risks

- 8.1 If a Youth Justice Plan is not approved by the local authority it would potentially be failing to provide its statutory duty under as specified under the Crime and Disorder Act 1998 (section 40). This may result in funding being withheld by the YJB and therefore in a reduction in service to children, or increased expenditure by to the local authority and / or the other funding partners. This would also affect the reputation of the local authority and may open it to legal action by the government.

9. Equality Impacts - Identify the potential positive and negative impacts on specific groups

Protected characteristics under the Equality Act and groups with increased vulnerability	Data and insight	Equality considerations (including any adverse impacts)	Mitigation activities	Responsible department and timeframe for implementing mitigation activities
Age	<p>18 per cent of Torbay residents are under 18 years old.</p> <p>55 per cent of Torbay residents are aged between 18 to 64 years old.</p> <p>27 per cent of Torbay residents are aged 65 and older.</p>	<p>The Youth Justice Plan sets out how youth justice services in Torbay are to be provided and funded, how it will operate, and what functions it will carry out. The plan details how services will prevent offending behaviour and reduce reoffending.</p> <p>The key outcomes for the Youth Justice Plan are to prevent children from offending, reduce re offending and prevent children entering custody.</p>	N/A	
Carers	<p>At the time of the 2021 census there were 14,900 unpaid carers in Torbay. 5,185 of these provided 50 hours or more of care.</p>	No differential impact		

Disability	In the 2021 Census, 23.8% of Torbay residents answered that their day-to-day activities were limited a little or a lot by a physical or mental health condition or illness.	They YJS plan details that 36% of children known to the service have Special Educational Needs or an Education and Health Care Plan (EHCP). The YJS plan sets out how education (including any special educational needs) has been identified as a major factor for the coming year to support children in not becoming involved in criminal activity and to improve their safety, future prosperity and wellbeing.	N/A	
Gender reassignment	In the 2021 Census, 0.4% of Torbay's community answered that their gender identity was not the same as their sex registered at birth. This proportion is similar to the Southwest and is lower than England.	No differential impact		
Marriage and civil partnership	Of those Torbay residents aged 16 and over at the time of 2021 Census, 44.2% of people were married or in a registered civil partnership.	No differential impact		
Pregnancy and maternity	Over the period 2010 to 2021, the rate of live births (as a proportion of females aged 15 to 44) has been slightly but	No differential impact		

	significantly higher in Torbay (average of 63.7 per 1,000) than England (60.2) and the South West (58.4). There has been a notable fall in the numbers of live births since the middle of the last decade across all geographical areas.			
Race	In the 2021 Census, 96.1% of Torbay residents described their ethnicity as white. This is a higher proportion than the South West and England. Black, Asian and minority ethnic individuals are more likely to live in areas of Torbay classified as being amongst the 20% most deprived areas in England.	No differential impact		
Religion and belief	64.8% of Torbay residents who stated that they have a religion in the 2021 census.	No differential impact		
Sex	51.3% of Torbay's population are female and 48.7% are male	No differential impact		
Sexual orientation	In the 2021 Census, 3.4% of those in Torbay aged over 16 identified their sexuality as	No differential impact		

	either Lesbian, Gay, Bisexual or, used another term to describe their sexual orientation.			
Armed Forces Community	In 2021, 3.8% of residents in England reported that they had previously served in the UK armed forces. In Torbay, 5.9 per cent of the population have previously served in the UK armed forces.	No differential impact		
Additional considerations				
Socio-economic impacts (Including impacts on child poverty and deprivation)	The Youth Justice Plan has a direct positive impact on children aged 10-17 years old by reducing their offending behaviour and increasing their likelihood of a positive future. The Youth Justice Service works with some of the most vulnerable and deprived children and families within Torbay as is evidenced within chapter 15 of the YJS Plan – this shows that 72% of children known to the service are living in poverty (in receipt	See previous	N/A	

	<p>of free school meals which up from 63% last year). 39% live in areas that fall into the 10% most deprived in England.</p> <p>Over three quarters are already known to Children's Services.</p>			
Public Health impacts (Including impacts on the general health of the population of Torbay)				
Human Rights impacts		No differential Impact		
Child Friendly	<p>Torbay Council is a Child Friendly Council, and all staff and Councillors are Corporate Parents and have a responsibility towards cared for and care experienced children and young people.</p>	See previous – the YJS strategy will align with the child friendly approach.		

10. Cumulative Council Impact

10.1 None

11. Cumulative Community Impact

11.1 None