



Children and Families (Wales) Measure 2010

2010 nawm 1

PART 2

CHILD MINDING AND DAY CARE FOR CHILDREN

Inspection

43 Power of constable to assist in exercising powers of entry

- (1) A person authorised to exercise a power of entry under section 41 may apply to a court for a warrant under this section.
- (2) If it appears to the court that the authorised person—
 - (a) has attempted to exercise a power conferred on that person under section 41 or 42 but has been prevented from doing so, or
 - (b) is likely to be prevented from exercising any such power,the court may issue a warrant authorising any constable to assist the authorised person in exercising the power, using reasonable force if necessary.
- (3) A warrant issued under this section must be addressed to, and executed by, a constable.
- (4) Schedule 11 to the Children Act 1989 (c 41) (jurisdiction of courts) applies in relation to proceedings under this section as if they were proceedings under that Act.
- (5) In this section, “court” means the High Court, a county court or a magistrates' court; but this is subject to any provision which may be made (by virtue of subsection (4)) by or under Schedule 11 to the Children Act 1989.

Commencement Information

II S. 43 in force at 1.4.2011 by [S.I. 2010/2582](#), art. 2, [Sch. 1](#) (with [Schs. 2, 3](#))

Status:

Point in time view as at 01/04/2011. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Children and Families (Wales) Measure 2010, Section 43.