



Children Act 1989

1989 CHAPTER 41

PART II

ORDERS WITH RESPECT TO CHILDREN IN FAMILY PROCEEDINGS

General

[^{F1}11H Monitoring contact

- (1) This section applies if in any family proceedings the court makes—
 - (a) a contact order with respect to a child in favour of a person, or
 - (b) an order varying such a contact order.
- (2) The court may ask an officer of the Service or a Welsh family proceedings officer—
 - (a) to monitor whether an individual falling within subsection (3) complies with the contact order (or the contact order as varied);
 - (b) to report to the court on such matters relating to the individual's compliance as the court may specify in the request.
- (3) An individual falls within this subsection if the contact order so made (or the contact order as so varied)—
 - (a) requires the individual to allow contact with the child concerned;
 - (b) names the individual as having contact with the child concerned; or
 - (c) imposes a condition under section 11(7)(b) on the individual.
- (4) If the contact order (or the contact order as varied) includes a contact activity condition, a request under subsection (2) is to be treated as relating to the provisions of the order other than the contact activity condition.
- (5) The court may make a request under subsection (2)—
 - (a) on making the contact order (or the order varying the contact order), or
 - (b) at any time during the subsequent course of the proceedings as they relate to contact with the child concerned.

Status: Point in time view as at 08/12/2008. This version of this provision has been superseded.

Changes to legislation: Children Act 1989, Section 11H is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (6) In making a request under subsection (2), the court is to specify the period for which the officer of the Service or Welsh family proceedings officer is to monitor compliance with the order; and the period specified may not exceed twelve months.
- (7) It shall be the duty of the officer of the Service or Welsh family proceedings officer to comply with any request under subsection (2).
- (8) The court may order any individual falling within subsection (3) to take such steps as may be specified in the order with a view to enabling the officer of the Service or Welsh family proceedings officer to comply with the court's request under subsection (2).
- (9) But the court may not make an order under subsection (8) with respect to an individual who is a child unless he is a parent of the child with respect to whom the order falling within subsection (1) was made.
- (10) A court may not make a request under subsection (2) in relation to a contact order that is an excepted order (within the meaning given by section 11B(4)).]

Textual Amendments

- F1** S. 11H inserted (8.12.2008) by Children and Adoption Act 2006 (c. 20), ss. 2, 17; S.I. 2008/2870, art. 2(2)(b)

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