



Children Act 2004

2004 CHAPTER 31

PART 5

MISCELLANEOUS

Local authority services

49 Payments to foster parents

- (1) The appropriate person may by order make provision as to the payments to be made—
- by a [^{F1}local authority] in England or Wales or a person exercising functions on its behalf to a local authority foster parent with whom any child is placed by that authority or person under section [^{F2}22C] of the Children Act 1989^[F3] or section 81 of the Social Services and Well-being (Wales) Act 2014;
 - by a voluntary organisation to any person with whom any child is placed by that organisation under section 59(1)(a) of [^{F4}the Children Act 1989].
- (2) In subsection (1)—
- “appropriate person” means—
- the Secretary of State, in relation to a [^{F1}local authority] in England;
 - the Assembly, in relation to a [^{F1}local authority] in Wales;
- ^{F5}
...
- ^{F6}“local authority foster parent” has the same meaning as in section 105(1) of the Children Act 1989;
- “voluntary organisation” has the same meaning as in the Children Act 1989.]
- (3) In section 23(2)(a) of the Children Act 1989, at the end insert . “ (subject to section 49 of the Children Act 2004) ”
- (4) In section 59(1)(a) of that Act, at the end insert “ (subject to section 49 of the Children Act 2004) ” .

Changes to legislation: There are currently no known outstanding effects for the Children Act 2004, Section 49. (See end of Document for details)

Textual Amendments

- F1** Words in s. 49(1)(2) substituted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#) , arts. 1 , 5(1) , **Sch. 2 para. 55(7)**
- F2** Word in s. 49(1)(a) substituted (1.4.2011 for E. and 6.4.2016 for W.) by [Children and Young Persons Act 2008 \(c. 23\)](#) , ss. 8(2) , 44 , **Sch. 1 para. 17** ; S.I. 2010/2981 , **art. 4(a)** ; S.I. 2016/452, art. 2(b)
- F3** Words in s. 49(1)(a) inserted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(No. 413\)](#) , regs. 2(1) , **219(a)**
- F4** Words in s. 49(1)(b) substituted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(No. 413\)](#) , regs. 2(1) , **219(b)**
- F5** Words in s. 49(2) omitted (6.4.2016) by virtue of [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(No. 413\)](#) , regs. 2(1) , **219(c)**
- F6** Words in s. 49(2) inserted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(No. 413\)](#) , regs. 2(1) , **219(d)**

Changes to legislation:

There are currently no known outstanding effects for the Children Act 2004, Section 49.