



Children Act 2004

2004 CHAPTER 31

PART 6

GENERAL

65 Interpretation

(1) In this Act—

“the Assembly” means the National Assembly for Wales;

“child” means, subject to section 9, a person under the age of eighteen (and “children” is to be construed accordingly);

^{F1}
^{F1}

[^{F2} “local authority” means—

- (a) a local authority in England;
- (b) a local authority in Wales;

“local authority in England” means—

- (a) a county council in England;
- (b) a metropolitan district council;
- (c) a non-metropolitan district council for an area for which there is no county council;
- (d) a London Borough council;
- (e) the Common Council of the City of London (in their capacity as a local authority);
- (f) the Council of the Isles of Scilly;

“local authority in Wales” means—

- (a) a county council in Wales;
- (b) a county borough council;

(2) This Act applies in relation to the Isles of Scilly subject to such modifications as may be specified by order made by the Secretary of State.

Changes to legislation: There are currently no known outstanding effects for the Children Act 2004, Section 65. (See end of Document for details)

(3) In this Act—

- (a) references to a prison include a young offender institution;
- (b) references to a contracted out secure training centre, and to the contractor in relation to such a secure training centre, have the meanings given by section 15 of the Criminal Justice and Public Order Act 1994 (c. 33);
- (c) references to a contracted out prison, and to the contractor in relation to such a prison, have the meanings given by section 84(4) of the Criminal Justice Act 1991 (c. 53).
- [^{F3}(d) references to a directly managed secure college and to a contracted-out secure college, and to the contractor in relation to a contracted-out secure college, have the meanings given by paragraph 27 of Schedule 10 to the Criminal Justice and Courts Act 2015.]

(4) Where—

- (a) a contract under section 7 of the Criminal Justice and Public Order Act 1994 is for the time being in force in relation to part of a secure training centre, ^{F4}...
- (b) a contract under section 84 of the Criminal Justice Act 1991 is for the time being in force in relation to part of a prison, [^{F5}or]
- [^{F6}(c) a contract under paragraph 1 of Schedule 10 to the Criminal Justice and Courts Act 2015 is for the time being in force in relation to part of a secure college”, and]

this Act has effect as if each part of the secure training centre [^{F7}, prison or secure college] were a separate institution.

Textual Amendments

- F1** S. 65(1): definitions repealed (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), arts. 1, 4(2), 5(2), **Sch. 3 Pt. 2**
- F2** S. 65(1): definitions inserted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), **arts. 1, 4(3)**
- F3** S. 65(3)(d) inserted (20.3.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), **Sch. 10 para. 36(2)**; S.I. 2015/778, art. 2(1)(d)
- F4** Word in s. 65(4)(a) omitted (20.3.2015) by virtue of [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), **Sch. 10 para. 36(3)(a)**; S.I. 2015/778, art. 2(1)(d)
- F5** Word in s. 65(4)(b) inserted (20.3.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), **Sch. 10 para. 36(3)(b)**; S.I. 2015/778, art. 2(1)(d)
- F6** S. 65(4)(c) inserted (20.3.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), **Sch. 10 para. 36(3)(c)**; S.I. 2015/778, art. 2(1)(d)
- F7** Words in s. 65(4) substituted (20.3.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), **Sch. 10 para. 36(3)(d)**; S.I. 2015/778, art. 2(1)(d)

Changes to legislation:

There are currently no known outstanding effects for the Children Act 2004, Section 65.