



Children and Young Persons Act 2008

2008 CHAPTER 23

PART 2

FUNCTIONS IN RELATION TO CHILDREN AND YOUNG PERSONS

Education and training

20 Designated member of staff at school for pupils looked after by a local authority

- (1) The governing body of a maintained school must designate a member of the staff at the school (“the designated person”) as having responsibility for promoting the educational achievement of registered pupils at the school who—
 - (a) are being looked after by a local authority; or
 - (b) fall within subsection (6).
- (2) The governing body must ensure that the designated person undertakes appropriate training.
- (3) The appropriate national authority may by regulations make provision requiring the governing body of a maintained school to ensure that the designated person has qualifications or experience (or both) prescribed by the regulations.
- (4) In exercising its functions under this section a governing body of a maintained school must have regard to any guidance issued by the appropriate national authority.
- (5) For the purposes of subsection (1)(a) a person is “looked after by a local authority” if the person is—
 - (a) looked after by a local authority for the purposes of the 1989 Act or the Children (Scotland) Act 1995 (c. 36); or
 - (b) looked after by an authority for the purposes of the Children (Northern Ireland) Order 1995 (S.I. 1995/755 (N.I. 2)).
- (6) A person falls within this subsection if the person—

Status: Point in time view as at 12/02/2009. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 20. (See end of Document for details)

- (a) is a relevant child within the meaning of section 23A of the 1989 Act or article 34B of the Children (Northern Ireland) Order 1995;
- (b) is a former relevant child within the meaning of section 23C of the 1989 Act or article 34D of the Children (Northern Ireland) Order 1995; or
- (c) has been looked after by a local authority for the purposes of the Children (Scotland) Act 1995 at any time after attaining the age of 16.

(7) In this section—

“appropriate national authority” means—

- (a) in relation to a governing body of a maintained school in England, the Secretary of State;
- (b) in relation to a governing body of a maintained school in Wales, the Welsh Ministers;

“maintained school” has the same meaning as in Chapter 1 of Part 3 of the Education Act 2002 (c. 32) (see section 39(1) of that Act);

“registered pupil” has the same meaning as in the Education Act 1996 (c. 56) (see section 434(5) of that Act).

Commencement Information

II S. 20(3) in force at 12.2.2009 for E. by [S.I. 2009/268](#), [art. 3\(1\)\(c\)](#)

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