



Children and Young Persons Act 2008

2008 CHAPTER 23

PART 2

FUNCTIONS IN RELATION TO CHILDREN AND YOUNG PERSONS

Enforcement of care standards

27 Notice restricting accommodation at certain establishments

After section 22A of the 2000 Act (which is inserted by section 26) insert—

“22B Notice restricting accommodation at certain establishments

- (1) The registration authority may serve a notice on a person who is registered in respect of an establishment to which this section applies imposing on that person the requirement in subsection (2) in relation to that establishment.
- (2) The requirement is to ensure that no child is accommodated at the establishment unless the child—
 - (a) was accommodated there when the notice was served; and
 - (b) has continued to be accommodated there since the notice was served.
- (3) A notice under subsection (1) must—
 - (a) explain the requirement imposed by the notice;
 - (b) specify the establishment in relation to which that requirement is imposed;
 - (c) give the registration authority's reasons for serving the notice;
 - (d) explain the right of appeal conferred by section 21.
- (4) A notice under subsection (1) ceases to have effect—
 - (a) at such time as may be specified in the notice;
 - (b) if the registration authority serves a notice to that effect on the person on whom the notice under subsection (1) was served;

Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 27. (See end of Document for details)

- (c) if the Tribunal so directs under section 21(4A) or (4B).
- (5) Subsection (6) applies if—
- (a) the registration authority serves a notice on a person under subsection (1) or (4)(b); and
 - (b) one or more other persons are registered in respect of the establishment to which the notice relates.
- (6) The registration authority must as soon as practicable serve a notice in the same terms under subsection (1) or (as the case may be) (4)(b) on the persons mentioned in subsection (5)(b).
- (7) The reference in subsection (5) to serving a notice on a person does not include a reference to serving a notice on a person in pursuance of subsection (6).
- (8) This section applies to the following establishments—
- (a) a children's home;
 - (b) a residential family centre.”

Commencement Information

- I1** S. 27 in force at 1.4.2010 for E. by S.I. 2009/3354, art. 3(2)(b)
- I2** S. 27 in force at 26.4.2010 for W. by S.I. 2010/1329, art. 2(k)

Changes to legislation:

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