
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 210

The Looked After Children (Scotland) Regulations 2009

PART VIII

FOSTERING AND KINSHIP CARE ALLOWANCES

Fostering and kinship care allowances

33.—(1) A local authority shall, subject to such conditions as they consider necessary, pay such allowance, as they see fit to—

- (a) a foster carer or a kinship carer with whom a child has been placed in accordance with these Regulations;
- (b) where a child is required by virtue of [^{F1}a compulsory supervision order] to reside with a person other than their parent, the person with whom the child is directed to reside; and
- (c) any person in whom parental responsibilities and parental rights are vested by virtue of the making of a permanence order with whom a child who is the subject of that order is residing.

(2) Any allowance payable in terms of paragraph (1) may—

- (a) be—
 - (i) a fixed allowance applicable in the case of all children for whom the local authority have responsibility by virtue of section 17 of the 1995 Act;
 - (ii) a rate applicable to certain categories of case; or
 - (iii) amounts relevant to the individual needs of a particular child; and
- (b) take into account the needs and circumstances of the person with whom the child is placed.

Textual Amendments

- F1** Words in reg. 33(1)(b) substituted (24.6.2013) by [The Childrens Hearings \(Scotland\) Act 2011 \(Modification of Subordinate Legislation\) Order 2013 \(S.S.I. 2013/147\)](#), art. 1, [sch. para. 11\(12\)](#); [S.S.I. 2013/195](#), [arts. 2, 3](#)

Changes to legislation:

There are currently no known outstanding effects for the The Looked After Children (Scotland) Regulations 2009, PART VIII.