



Children and Young Persons Act 1969

1969 CHAPTER 54

PART III

MISCELLANEOUS AND GENERAL

Miscellaneous

60 Extradition offences

(1) There shall be included—

- (a) in the list of extradition crimes contained in Schedule 1 to the Extradition Act 1870 ; and
- (b) among the descriptions of offences set out in Schedule 1 to the Fugitive Offenders Act 1967,

any offence of the kind described in section 1 of the Act of 1933 (which relates to cruelty to persons under sixteen) and any offence of the kind described in section 1 of the Indecency with Children Act 1960.

(2) Nothing in this Act shall be construed as derogating from the provisions of section 17 of the said Act of 1870 or section 16(2) or 17 of the said Act of 1967 in their application to any provisions of those Acts respectively as amended by the preceding subsection.

61 Rules relating to juvenile court panels and composition of juvenile courts

(1) Without prejudice to the generality of the power to make rules under section 15 of the Justices of the Peace Act 1949 relating to the procedure and practice to be followed by magistrates' courts, provision may be made by such rules with respect to any of the following matters, namely.—

- (a) the formation and revision of juvenile court panels, that is to say, panels of justices specially qualified to deal with juvenile cases and the eligibility of justices to be members of such panels ;
- (b) the appointment of persons as chairmen of juvenile courts; and
- (c) the composition of juvenile courts.

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- (2) Rules making any such provisions as are referred to in subsection (1) of this section may confer powers on the Lord Chancellor with respect to any of the matters specified in the rules and may, in particular, provide for the appointment of juvenile court panels by him and for the removal from a juvenile court panel of any justice who, in his opinion, is unsuitable to serve on a juvenile court.
- (3) Rules made by virtue of this section may make different provision in relation to different areas for which juvenile court panels are formed ; and in the application of this section to the county palatine of Lancaster, for any reference in the preceding subsection to the Lord Chancellor there shall be substituted a reference to the Chancellor of the Duchy.
- (4) Nothing in this section or in any rules made under section 15 of the said Act of 1949 shall affect—
- (a) the areas for which juvenile court panels are formed and juvenile courts are constituted ;
 - (b) the provisions of Part I of Schedule 2 to the Act of 1963 (and, as it has effect by virtue of section 17(1) of that Act, Part I of Schedule 2 to the Act of 1933) with respect to the making of recommendations and orders relating to the formation of combined juvenile court panels; or
 - (c) the provisions of paragraph 14 of that Schedule relating to the divisions of the metropolitan area for which juvenile courts sit;
- but rules under the said section 15 may repeal, either generally or with respect to any part of the metropolitan area, any provision contained in paragraphs 15 to 18 of that Schedule (which contain provisions applicable in the metropolitan area with respect to certain of the matters referred to in subsection (1) of this section) and in subsections (2) and (3) of section 12 of the Administration of Justice Act 1964 (which amend those paragraphs).
- (5) In this section "the metropolitan area " means the inner London area and the City of London.

62 Contributions in respect of children and young persons in care

- (1) The provisions of sections 86 to 88 of the Act of 1933 (which, as originally enacted, provided for contributions in respect of children and young persons committed to the care of a fit person or sent to an approved school) shall apply in relation to children and young persons committed to the care of a local authority by a care order which is not an interim order.
- (2) Whether or not a contribution order has been made in respect of any child or young person in the care of a local authority, no contribution shall be payable in respect of him for any period during which he is allowed by the local authority to be under the charge and control of a parent, guardian, relative or friend, although remaining in the care of the local authority.
- (3) Where a person (in this section referred to as a " contributory ") is liable under section 86 of the Act of 1933 to make a contribution in respect of a child or young person in the care of a local authority, then, subject to the following provisions of this section, the amount of his contribution shall be such as may be proposed by the local authority and agreed by the contributory or, in default of agreement, as may be determined by a court in proceedings for, or for the variation of, a contribution order.

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- (4) The maximum contribution which may be proposed by a local authority in respect of a child or young person in their care shall be a weekly amount equal to the weekly amount which, in the opinion of the local authority, they would normally be prepared to pay if a child or young person of the same age were boarded out by them (whether or not the child or young person in respect of whom the contribution is proposed is in fact so boarded out and, if he is, whether or not the local authority are in fact paying that amount).
- (5) No contribution order shall be made on a contributory in respect of a child or young person unless—
 - (a) the local authority in whose care he is have, by notice in writing given to the contributory, proposed an amount as the amount of his contribution ; and
 - (b) either the contributory and the local authority have not, within the period of one month beginning with the day on which the notice was given to the contributory, agreed on the amount of his contribution or the contributory has defaulted in making one or more contributions of an amount which has been agreed.
- (6) In proceedings for a contribution order, the court shall not order a contributory to pay a contribution greater than that proposed in the notice given to him under subsection (5) (a) of this section.
- (7) In proceedings for the variation of a contribution order, the local authority concerned shall specify the weekly amount which, having regard to subsection (4) of this section, they propose should be the amount of the contribution and the court shall not vary the contribution order so as to require the contributory to pay a contribution greater than that proposed by the local authority.
- (8) In this section—
 - " contribution " means a contribution under section 86 of the Act of 1933 ;
 - and
 - " contribution order " means an order under section 87 of that Act.

63 Returns of information and presentation of reports etc to Parliament

- (1) Every local authority shall, at such times and in such form as the Secretary of State may direct, transmit to the Secretary of State such particulars as he may require—
 - (a) with respect to the performance by the local authority of all or any of the functions specified in section 39(1) of the Children Act 1948 (which relates to the establishment of children's committees); and
 - (b) with respect to the children in relation to whom the authority have exercised those functions.
- (2) Every voluntary organisation shall, at such times and in such form as the Secretary of State may direct, transmit to him such particulars as he may require with respect to the children who are accommodated and maintained in voluntary homes provided by the organisation or who have been boarded out by the organisation.
- (3) The clerk of each juvenile court shall, at such times and in such form as the Secretary of State may direct, transmit to him such particulars as he may require with respect to the proceedings of the court.

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- (4) The Secretary of State shall in each year lay before Parliament a consolidated and classified abstract of the information transmitted to him under the preceding provisions of this section.
- (5) The Secretary of State shall lay before Parliament in 1973 and in every third subsequent year a report with respect to the exercise by local authorities of the functions specified in section 39(1) of the Children Act 1948, the provision by voluntary organisations of facilities for children and such other matters relating to children as he thinks fit.