Changes to legislation: Local Authority Social Services Act 1970, SCHEDULE 1 is up to date with all changes known to be in force on or before 23 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 2.

[FISOCIAL SERVICES FUNCTIONS]

Subordinate Legislation Made

P1 Sch. 1: power to amend conferred (15.1.2004) by Children Act 2004 (c. 31), ss. 45(14)(b), 46, 47

Textual Amendments

F1 Sch. 1 heading substituted (1.4.2005 for E. and 1.4.2006 for W.) by Children Act 2004 (c. 31), ss. 55(2), 67(7)(e); S.I. 2005/394, art. 2(2)(f); S.I. 2006/885, art. 2(f)

	N. C.C.
Enactment	Nature of functions
Children and Young Persons Act 1933 (c. 12)	
Part III	Protection of the young in relation to criminal and summary proceedings; children appearing before court as in need of care, protection or control; committal of children to approved school or care of fit person, etc.
Part IV	Remand homes, approved schools and children in care of fit persons.
 F2	
 F2	 F2
National Assistance Act 1948 (c. 29)	
Sections 21 to 27	Provision of residential accommodation for the aged, infirm, needy, etc.
Sections 29 and 30	Welfare of persons who are blind, deaf, dumb or otherwise handicapped or are suffering from mental disorder; use of voluntary organisations for administration of welfare schemes.
 F3	 F3
Sections 43 to 45	Recovery of costs of providing certain services.

Section 48	Temporary protection of property belonging to persons in hospital or accommodation provided under Part III of the Act, etc.	
Section 49	Defraying expenses of local authority officer applying for appointment as receiver for certain patients.	
 F4	 F4	
Section 56(3) except so far as it relates to an offence under section 47(11).	Prosecution of offences.	
F5	 F5	
 F6	 F6	
F7	F7	
Disabled Persons (Employment) Act 1958 (c. 33)		
Section 3	Provision of facilities for enabling disabled persons to be employed or work under special conditions.	
 F8	 F8	
 F9	 F9	
Mental Health Act 1959 (c. 72) [F10 section 8]	[F11Welfare and accommodation of mentally disordered persons]	
 F12		
F13		
 F13		
[F14Mental Health (Scotland) Act 1984]		
Section 10	Welfare of certain persons while in hospital in Scotland.	
Health Visiting and Social Work (Training) Act 1962 (c. 33)		
Section 5(1)(b), and as extended by section 45(9) of the Health Services and Public Health Act 1968 (c. 46).	Research into matters relating to local authority welfare services.	
Children and Young Persons Act 1963 (c. 37)		

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Part I		
	powers relating to young persons in need of	
	care, protection or control; further provisions	
	for protection of the young in relation to	
	criminal proceedings;	
 F16	 F16	
110	110	
 F17	 F17	
F18		
F18	F18	
Health Services and Public Health Act 1968 (c. 46)		
 F19	 F19	
F19	F19	
Section 45	Promotion of welfare of old people.	
Social Work (Scotland) Act 1968 (c. 49)		
Sections 75(2) and 76(4)	Reference for consideration, etc. of case of	
	child in care whose parent moves to Scotland	
F20	and transfer of child.	
F20		
F20	F20	
Children and Young Persons Act 1969 (c. 54)		
The whole Act except [F21 section 9] in so far	Care and other treatment of children and	
as they assign functions to a local authority in	young persons through court proceedings;	
their capacity of a local education authority.	F23	
Chronically Sick and Disabled Persons Act 1970 (c. 44)		
Section 1	Obtaining information as to need for, and	

Section 1 Obtaining information as to need for, and publishing information as to existence of,

certain welfare services.

Section 2 Section 18	Provision of certain welfare services. Provision of certain information required by Secretary of State.
[F24Sections 6 and 7B of this Act]	[F24] Appointment of [F25] director of adult social services or director of social services, etc; provision and conduct of complaints procedure.]
$\begin{bmatrix} F26 & \dots \end{bmatrix}$	$\begin{bmatrix} ^{F26} \dots \end{bmatrix}$
[F27Children Act 1975 (c.72)]	
 F28	 F28
[F27Part II]	[F27]Application by local authority for revocation of custodianship order; inquiries carried out by local authority in custodianship cases.]
F29	F29
[F30Supplementary Benefits Act 1976, Schedule 5]	[F30]Provision and maintenance of [F31]resettlement units]for persons without a settled way of living.]
F32	F32
[F33]National Health Service Act 1977, Schedule 8]	[F33Care of mothers and young children, prevention, care and after-care: home help and laundry facilities.]
$\begin{bmatrix} ^{\mathrm{F34}} & \ldots \end{bmatrix}$	$\begin{bmatrix} ^{\mathrm{F34}} & \ldots \end{bmatrix}$
[F35]	[F35]
$[^{F36}\dots]$	$\begin{bmatrix} ^{\mathrm{F36}} \ldots \end{bmatrix}$
F37	F37
 F38	 F38
[F39Mental Health Act 1983 (c. 20)]	
[F39Parts II, III and VI]	[F39]Welfare of the mentally disordered; guardianship of persons suffering from mental disorder including such persons removed to England and Wales from Scotland or Northern Ireland; exercise of functions of nearest relative of person so suffering.]

	720	
[F39Sections 66, 67, 69(1)]	[F39 Exercise of functions of nearest relative in relation to applications and references to Mental Health Review Tribunals.]	
[F39Section 114]	[F39Appointment of approved social workers.]	
[F39Section 115]	[F39Entry and inspection.]	
[F39Section 116]	[F39Welfare of certain hospital patients.]	
[F39Section 117]	[F39After-care of detained patients.]	
[F39Section 130]	[F39Prosecutions.]	
[F40] Health and Social Services and Social Security Adjudications Act 1983 (c. 41) Section 17, so far as relating to services provided under the enactments mentioned in subsection (2)(a) to (c)]	[F40Charges for local authority welfare services]	
[F41Public Health (Control of Disease) Act 1984 (c. 22)]		
[F41Section 46(2) and (5)]	[F41]Burial or cremation of person dying in accommodation provided under Part III of the National Assistance Act 1948, and recovery of expenses from his estate.]	
F42	F42	
• • •	•••	
[F43Housing Act 1996 Section 213(1)(b)	Co-operation in relation to homeless persons and persons threatened with homelessness.]	
[F44Disabled Persons (Services, Consultation and Representation) Act 1986 (c. 33)]		
[F44]Sections 1 to 5, 7 and 8 except in so far as they assign functions to a local authority in their capacity as a local education authority.]	[F44Representation and assessment of disabled persons.]	
[F45Housing (Scotland) Act 1987 (c. 26) section 38(b)]	[F45Co-operation in relation to homeless persons and persons threatened with homelessness.]	
[F46Children Act 1989,The whole Act, in so far as it confers functions on a local authority within the meaning of that Act.]	[F46Welfare reports.]	
	[F46Consent to application for residence order in respect of child in care.]	
	[F47Functions relating to special guardianship orders]	
	[F46Family assistance orders.]	
	[F46Functions under Part III of the Act (local authority support for children and families).]	

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[F46Care and supervision.]

[F46Protection of children.]

[F46Functions in relation to community homes, voluntary homes and voluntary organisations, [F48private] children's homes, private arrangements for fostering children, child minding and day care for young children.]

[F46Inspection of children's homes on behalf of Secretary of State.]

[F46Research and returns of information.]

[F46]Functions in relation to children accommodated by health authorities [F49], Primary Care Trusts,][F50]National Health Service trusts] and local education authorities or in [F48]care homes, independent hospitals or schools].]

[F51] National Health Service and Community Care Act 1990 (c. 19)] [F51Section 46] [F51Preparation of plans for community care services.] [F51Section 47] [F51 Assessment of needs for community care services.1 F52 F52 [F53 Section 166.] [F54Carers (Recognition and Services) Act 1995 (c.12)] I^{F54}Section 1 Assessment of ability of carers to provide care.l [F55Education Act 1996.] [F55Section 322......] I^{F55}Help for local education authority in exercising functions under Part IV of the Act.] [F56Community Care (Direct Payments) Act Functions in connection with the making of payments to persons in respect of their 1996.] securing the provision of community care services [F57] or services under the Carers and Disabled Children Act 20001. [F58] Adoption (Intercountry Aspects) Act 1999 Functions under [F60] regulations made under section 1 giving effect to the Convention on (c.18)Protection of Children and Co-operation in

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[F59Sections 1 and] 2(4)

respect of Intercountry Adoption, concluded at the Hague on 29th May 1993 [^{F61}and functions under Article 9(a) to (c) of the Convention].]

[F62Carers and Disabled Children Act 2000 (c. 16)

The whole Act, in so far as it confers functions on a local authority within the meaning of that Act.]

[F62] Assessment of carers' needs. Provision of services to carers. Provision of vouchers.]

I^{F63}Health and Social Care Act 2001

Part 4 in so far as it confers functions on a local authority in England or Wales within the meaning of that Part.

Functions in relation to the provision of residential accommodation.

Making of direct payments to person in respect of his securing provision of community care services or services to carers.]

[F64Adoption and Children Act 2002

Maintenance of Adoption Service; functions of local authority as adoption agency.]

[F65Community Care (Delayed Discharges etc.) Act 2003

Part 1.....

Functions relating to hospital patients likely to need community care services to be made available in order to be discharged safely.]

[F66Carers (Equal Opportunities) Act 2004

Section 3, in so far as it confers functions on a local authority within the meaning of that section.

Co-operation between authorities

Textual Amendments

- F2 Entry relating to National Health Service Act 1977 substituted in the appropriate chronological order for entry relating to National Health Service Act 1946 by National Health Service Act 1977 (c. 49, SIF 113:2), Sch. 15 para. 51
- **F3** Sch. 1: entry repealed (1.9.1992) by Charities Act 1992 (c. 41), s. 78(2), **Sch. 7**; S.I. 1992/1900, art. 2, **Sch. 1**, Appendix.
- F4 Words repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78, Sch. 3
- F5 Entry repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), Sch. 1 Pt. XII
- F6 Entry repealed by Child Care Act 1980 (c. 5), s. 89, Sch. 6
- F7 Sch. 1: entry repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. VIII
- F8 Entry repealed by Foster Children Act 1980 (c. 6), s. 23(3), Sch. 3
- **F9** Entry repealed by Adoption Act 1976 (c. 36, SIF 49:11), s. 74(2), Schs. 2, 4
- F10 Words in Schedule 1 in entry relating to the Mental Health Act 1959 substituted (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(5), Sch. 13 para. 26(1)(a); S.I. 1991/828, art. 3(2)
- F11 Entry substituted by Mental Health Act 1983 (c. 20, SIF 85), s. 148, Sch. 4 para. 27(a)
- F12 Words repealed by Education (Handicapped Children) Act 1970 (c. 52), Sch. and National Health Service Reorganisation Act 1973 (c. 32), s. 57, Sch. 5

- F13 Entry repealed by Domestic Proceedings and Magistrates' Courts Act 1978 (c. 22, SIF 49:3), Sch. 2 para. 27, Sch. 3 (subject to savings in Sch. 1)
- F14 Words substituted by Mental Health (Scotland) Act 1984 (c. 36, SIF 85), s. 127, Sch. 3 para. 18
- F15 Words repealed by Child Care Act 1980 (c. 5), s. 89, Sch. 6
- F16 Entry repealed by Child Care Act 1980 (c. 5), s. 89, Sch. 6
- F17 Words repealed by Matrimonial Causes Act 1973 (c. 18), Sch. 2 para. 11, Sch. 3
- F18 Entry repealed by Supplementary Benefits Act 1976 (c. 71, SIF 113:1), s. 35(2)(3), Sch. 7 para. 18, Sch. 8 Pt. I
- F19 Words repealed by National Health Service Act 1977 (c. 49, SIF 113:2), s. 129, Sch. 16
- F20 Sch. 1: entry repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c.14), s. 1(1), {Sch. 1Pt. 10 Group 3}
- F21 Words in Schedule 1 in entry relating to the Children and Young Persons Act 1969 substituted (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(5), Sch. 13 para. 26(1)(b); S.I. 1991/828, art. 3(2)
- F22 Words repealed by Child Care Act 1980 (c. 5), s. 89, Sch. 6
- **F23** Words in Sch. 1 repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), **Sch. 15**; S.I. 1991/828, **art. 3(2)**
- F24 Entry in Sch. 1 commencing "Sections 6 and 7B" substituted (1.4.1991) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(1), Sch. 9 para. 11(b)
- F25 Sch. 1: words in entry inserted (1.4.2005 for E.) by Children Act 2004 (c. 31), ss. 18, 67(2), Sch. 2 para. 2(3); S.I. 2005/394, art. 2(2)(b)
- F26 Entry in Sch. 1 which was added by Matrimonial Causes Act 1973 (c. 18), Sch. 2 para. 11 repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), Sch. 15; S.I. 1991/828, art. 3(2)
- **F27** Entries added by Children Act 1975 (c. 72, SIF 49:9, 10), s. 108(1)(a), Sch. 3 para. 74(b)
- **F28** Paragraph relating to Pt. I of Children Act 1975 (c. 72, SIF 49: 9, 10) repealed by Adoption Act 1976 (c. 36, SIF 49:11), s. 74(2) Schs. 2, 4
- **F29** Entry in Sch. 1 repealed (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139(2)(3), 148, Sch. 3 para. 14(a), Sch. 5 (with Sch. 4 para. 6-8); S.I. 2005/2213, art. 2(o); S.I. 2005/2897, art. 2(b)
- F30 Entry added by Supplementary Benefits Act 1976 (c. 71, SIF 113:1), Sch. 7 para. 18
- F31 Words substituted by Social Security Act 1980 (c. 39, SIF 113:1), Sch. 4 para. 6
- F32 Entry added by Housing (Homeless Persons) Act 1977 (c. 48), s. 20(2) and repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61),s. 3, Sch. 1 Pt. I
- F33 Entry added by virtue of a substitution by National Health Service Act 1977 (c. 49, SIF 113:2), Sch. 15 para, 51
- **F34** Entry in Sch. 1 added by Domestic Proceedings and Magistrates' Courts Act 1978 (c. 22, SIF 49: 3), **Sch. 2 para. 27** (subject to savings in Sch. 1) repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), **Sch. 15**; S.I. 1991/828, **art. 3(2)**
- F35 Entry in Sch. 1 added by Child Care Act 1980 (c. 5, SIF 20), Sch. 5 para. 29 repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), Sch. 15; S.I. 1991/828, art. 3(2)
- **F36** Entry in Sch. 1 added by Foster Children Act 1980 (c. 6, SIF 20), **Sch. 2** repealed (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(7), **Sch. 15**; S.I. 1991/828, **art. 3(2)**
- F37 Entry added by Residential Homes Act 1980 (c. 7), Sch. 1 para. 4, and fell by virtue of the repeal of that 1980 Act by Health and Social Services and Social Security Adjudications Act 1983 (c. 41, SIF 113:3), s. 30(1), Sch. 10 Pt. I
- F38 Entry added by Mental Health Amendment Act 1982 (c. 51, SIF 20), Sch. 3 para. 45 and repealed by Mental Health Act 1983 (c. 20, SIF 85), s. 148, Sch. 4 para. 27(c), Sch. 6
- **F39** Entry inserted by Mental Health Act 1983 (c. 20, SIF 85), s. 148, **Sch. 4 para. 27**(*b*)
- **F40** Sch. 1: entry inserted (1.7.2001 for W. and 4.10.2001 for E.) by 2000 c. 14, s. 112; S.I. 2001/2190, art. 2, Sch.and S.I. 2001/3331, art. 2
- F41 Words inserted by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78, Sch. 2 para. 6
- F42 Sch. 1: entry repealed (1.4.2002) by 2000 c. 14, s. 117(2), Sch. 6; S.I. 2001/4150, art. 3(3)(c) (subject to transitional provisions in art. 4 and S.I. 2002/1493, art. 4); S.I. 2002/920, art. 3(3)(g) (with savings in art. 3(5)-(10) and subject to transitional provisions in Schs. 1-3)

- F43 Sch. 1: entry substituted (20.1.1997) by 1996 c. 52, s. 216(3), Sch. 17 para. 1; S.I. 1996/2959, art. 2
- **F44** Sch. 1: entry added (26.10.2000 for E. and 28.7.2001 for W.) by 2000 c. 22, ss. 107, 108(5)-(7), **Sch. 5 para.** 7; S.I. 2000/2849, **art. 2(f)**
- F45 Words inserted by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 339(2), Sch. 23 para. 16
- **F46** Words in Sch. 1 added (14.10.1991) at the end of Sch. 1 by Children Act 1989 (c. 41, SIF 20), s. 108(5), Sch. 13 para. 26(2); S.I. 1991/828, art. 3(2)
- F47 Words in Sch. 1 inserted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, Sch. 3 para. 14(b) (with Sch. 4 paras. 6-8); S.I. 2005/2213, art. 2(o)
- **F48** Sch. 1: words in entry substituted (1.4.2002) by 2000 c. 14, s. 116, Sch. 4 para. 4; S.I. 2001/4150, art. 3(3)(a) (subject to transitional provisions in art. 4 and S.I. 2002/1493, art. 4); S.I. 2002/920, art. 3(3)(d) (with savings in art. 3(4)-(10) and subject to transitional provisions in Schs. 1-3)
- F49 Words in Sch. 1 inserted (1.10.2002) by The National Health Service Reform and Health Care Professions Act 2002 (Supplementary, Consequential etc. Provisions) Regulations 2002 (S.I. 2002/2469), reg. 4, Sch. 1 para. 6
- **F50** Words inserted (1.4.1993) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(1), **Sch. 9 para. 11(a)**; S.I. 1992/2975, art. 2(2), **Sch.**
- **F51** Words inserted (1.4.1993 except so far as they relate to s. 46 of the 1990 Act which came into force on 1.4.1991 by S.I. 1990/2218, art. 2, **Sch.**) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 66(1), **Sch. 9 para. 11(c)**; S.I. 1992/2975, art. 2(2), **Sch.**
- **F52** Sch. 1: entry repealed (1.11.1996) by 1996 c. 56, ss. 582(1)(2), 583(2), Sch. 37 Pt. I, para. 18, **Sch. 38 Pt. I** (with s. 1(4), Sch. 39)
- F53 Sch. 1: entry added (1.9.1994) by 1993 c. 35, s. 307(1), Sch. 19 para. 44; S.I. 1994/2038, art. 3, Sch. 2
- **F54** Sch. 1: entries inserted (1.4.1996) by 1995 c. 12, ss. 1(7), 5(2)
- F55 Sch. 1: entries added (1.11.1996) by 1996 c. 56, ss. 582(1), 583(2), Sch. 37 Pt. I, para. 18 (with s. 1(4), Sch. 39)
- F56 Sch. 1: entry added (1.4.1997) by 1996 c. 30, s. 3(3); S.I. 1997/756, art. 2
- F57 Sch. 1: words inserted in entry (1.4.2001 for E. for certain purposes and 1.7.2001 for W. for certain purposes and 30.4.2003 for E. in so far as not already in force and otherwise prosp.) by 2000 c. 16, ss. 9(a), 12; S.I. 2001/510, art. 2, Sch.; S.I. 2001/2196, art. 2, Sch.; S.I. 2003/1183, art. 2
- F58 Entry in Sch. 1 inserted (1.6.2003) by Adoption (Intercountry Aspects) Act 1999 (c. 18), ss. 15(1), 18(3), Sch. 2 para. 1; S.I. 2003/189, art. 2(2)(h)
- F59 Words in Sch. 1 substituted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, Sch. 3 para. 14(c)(i) (with Sch. 4 paras. 6-8); S.I. 2005/2213, art. 2(o)
- **F60** Words in Sch. 1 substituted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, Sch. 3 para. 14(c)(ii) (with Sch. 4 paras. 6-8); S.I. 2005/2213, art. 2(o)
- **F61** Words in Sch. 1 inserted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, **Sch. 3** para. 14(c)(ii) (with Sch. 4 paras. 6-8); S.I. 2005/2213, art. 2(o)
- F62 Sch. 1: entry inserted (1.4.2001 for E. for certain purposes and 1.7.2001 for W. for certain purposes and 1.4.2003 for E. in so far as not already in force and otherwise prosp.) by 2000 c. 16, ss. 9(b), 12, S.I. 2001/510, art. 2, Sch. and S.I. 2001/2196, art. 2, Sch.; S.I. 2003/1183, art. 2
- **F63** Sch. 1: entry inserted (22.10.2001 for certain purposes for E. and 8.4.2003 in so far as not already in force for E. and 1.11.2004 for certain purposes for W. and otherwise prosp.) by 2001 c. 15, ss. 67(1), 70(2), Sch. 5 Pt. 2 para. 15(3) (with ss. 64(9), 65(4)); S.I. 2001/3619, art. 3(1); S.I. 2003/850, art. 3(2) (c); S.I. 2004/1754, art. 2(2)(d)(ii)
- F64 Sch. 1: entry inserted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, Sch. 3 para. 14(c)(ii) (with Sch. 4 paras. 6-8); S.I. 2005/2213, art. 2(o)
- F65 Sch. 1: entry inserted (1.10.2003 for E. and otherwise prosp.) by Community Care (Delayed Discharges etc.) Act 2003 (c. 5), ss. 13, 20(2); S.I. 2003/2280, art. 2(2)(b)
- F66 Entry in Sch. 1 inserted (1.4.2005 for E. and 18.4.2005 for W.) by Carers (Equal Opportunities) Act 2004 (c. 15), ss. 4, 56(7); S.I. 2005/876, art. 2; S.I. 2005/1153, art. 2

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Modifications etc. (not altering text)

C1 Sch. 1: entry excluded (9.7.2003) by The Community Care Plans (Disapplication) (England) Order 2003 (S.I. 2003/1716), art. 2(b)

Status:

Point in time view as at 30/12/2005.

Changes to legislation: