Children Act 2004

CHAPTER 31

CHILDREN ACT 2004

PART 1

CHILDREN’S COMMISSIONER

1 Establishment
2 Primary function: children’s rights, views and interests
2A United Nations Convention on the Rights of the Child
2B Involving children in the discharge of the primary function
2C Primary function: reports
2D Provision of advice and assistance to certain children in England
2E Powers to enter premises to conduct interviews or observe standards
2F Provision of information to Commissioner
3 Inquiries initiated by Commissioner
4 Other inquiries held by Commissioner
5 Functions of Commissioner in Wales
6 Functions of Commissioner in Scotland
7 Functions of Commissioner in Northern Ireland
7A Advisory board
7B Business plans
8 Annual reports
8A Children in England living away from home or receiving social care
9 Commissioner’s functions in relation to certain young people

PART 2

CHILDREN’S SERVICES IN ENGLAND

General

9A Targets for safeguarding and promoting the welfare of children
Children Act 2004 (c. 31)

Changes to legislation: Children Act 2004 is up to date with all changes known to be in force on or before 06 July 2019. 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) View outstanding changes

10 Co-operation to improve well-being
11 Arrangements to safeguard and promote welfare
12 Information databases

Children's Trust Boards
12A Establishment of CTBs
12B Functions and procedures of CTBs
12C Funding of CTBs
12D Supply of information to CTBs

Local Safeguarding Children Boards
13 Establishment of LSCBs
14 Functions and procedure of LSCBs
14A LSCBs: annual reports
14B Supply of information requested by LSCBs
15 Funding of LSCBs
15A Review of LSCBs' performance of functions
16 LSCBs: supplementary

Child Safeguarding Practice Review Panel
16A Child Safeguarding Practice Review Panel
16B Functions of the Panel
16C Events to be notified to the Panel
16D Information

Safeguarding partners for local authority areas
16E Local arrangements for safeguarding and promoting welfare of children
16F Local child safeguarding practice reviews
16G Further provision about arrangements
16H Information
16I Funding
16J Combining safeguarding partner areas and delegating functions
16K Guidance by Secretary of State
16L Interpretation of sections 16E to 16K

Child death review partners for local authority areas
16M Child death reviews
16N Information
16O Funding
16P Combining child death review partner areas and delegating functions
16Q Guidance and interpretation

Local authority administration
17 Children and young people’s plans
17A Children and young people's plans: implementation
18 Director of children’s services
19 Lead member for children’s services
Inspectors of children’s services

20 Joint area reviews
21 Framework
22 Co-operation and delegation
23 Sections 20 to 22: interpretation
24 Performance rating of social services

PART 3

CHILDREN’S SERVICES IN WALES

General
25 Co-operation to improve well-being: Wales
26 Children and young people’s plans: Wales
27 Responsibility for functions under section 25
28 Arrangements to safeguard and promote welfare: Wales
29 Information databases: Wales
30 Inspection of functions under this Part

Local Safeguarding Children Boards
31 Establishment of LSCBs in Wales
32 Functions and procedure of LSCBs in Wales
32A Supply of information requested by LSCBs in Wales
33 Funding of LSCBs in Wales
34 LSCBs in Wales: supplementary

PART 4

ADVISORY AND SUPPORT SERVICES FOR FAMILY PROCEEDINGS

CAFCASS functions in Wales
35 Functions of the Assembly relating to family proceedings
36 Ancillary powers of the Assembly
37 Welsh family proceedings officers
38 Inspections
39 Protection of children
40 Advisory and support services for family proceedings: supplementary
41 Sharing of information

Transfers
42 Transfer of property from CAFCASS to Assembly
43 Transfer of staff from CAFCASS to Assembly

PART 5

MISCELLANEOUS

Private fostering
44 Amendments to notification scheme
45 Power to establish registration scheme in England
46 Power to establish registration scheme in Wales
47 Expiry of powers in sections 45 and 46
Child minding and day care

Local authority services

49 Payments to foster parents
50 Intervention – England
50A Intervention – Wales
51 Inspection of local education authorities
52 Duty of local authorities to promote educational achievement
53 Ascertaining children’s wishes
54 Information about individual children
55 Social services committees
56 Social services functions

Other provisions

57 Fees payable to adoption review panel members
58 Reasonable punishment
59 Power to give financial assistance
60 Child safety orders
61 Children’s Commissioner for Wales: powers of entry
62 Publication of material relating to legal proceedings
63 Disclosure of information by Inland Revenue

PART 6

GENERAL

64 Repeals
65 Interpretation
66 Regulations and orders
67 Commencement
68 Extent
69 Short title

SCHEDULES

SCHEDULE 1 — Children’s Commissioner

Status

1 (1) The Children’s Commissioner is to be a corporation sole....

General powers

2 (1) The Children’s Commissioner may do anything which appears to...

Appointment and tenure of office

3 (1) The Children’s Commissioner is to be appointed by the...

Interim appointments

3A (1) Where there is a vacancy in the office of...
Remuneration
4 The Secretary of State must— (a) pay the Children’s Commissioner...

Staff
5 (1) The Children’s Commissioner may appoint any staff he considers...

Pensions
6 (1) In the Superannuation Act 1972 (c. 11), in Schedule...

Funding
7 The Secretary of State may make payments to the Children’s...

Accounts
8 (1) The Children’s Commissioner must— (a) keep proper accounting records;...

Evidence
9 (1) A document purporting to be duly executed under the...

Protection from defamation actions
10 For the purposes of the law of defamation—

Regulated position
11 In the Criminal Justice and Court Services Act 2000 (c....

Disqualifications
12 In the House of Commons Disqualification Act 1975 (c. 24),...
13 In the Northern Ireland Assembly Disqualification Act 1975 (c. 25),...

SCHEDULE 2 — Director of children’s services: consequential amendments

Children and Young Persons Act 1933 (c. 12)
1 In section 96 of the Children and Young Persons Act...

Local Authority Social Services Act 1970 (c. 42)
2 (1) The Local Authority Social Services Act 1970 is amended...

Local Government and Housing Act 1989 (c. 42)
3 In section 2 of the Local Government and Housing Act...

Education Act 1996 (c. 56)
4 (1) The Education Act 1996 is amended as follows.

Crime and Disorder Act 1998 (c. 37)
5 (1) The Crime and Disorder Act 1998 is amended as...
Protection of Children Act 1999 (c. 14)

6 In section 4C of the Protection of Children Act 1999...

Criminal Justice and Court Services Act 2000 (c. 43)

7 (1) The Criminal Justice and Court Services Act 2000 is...

Criminal Justice Act 2003 (c. 44)

8 In section 322 of the Criminal Justice Act 2003 (individual...
Application fees

3  (1) In section 79E(2), at the end insert—

   Fees payable by registered persons

4  (1) In section 79G(1), for “an annual fee” substitute “...”

Waiver of disqualification

5  In Schedule 9A, in paragraph 4(3A)— (a) after “disqualified for...

Amendments relating to day care only

Qualification for registration

6  In section 79B(4)— (a) for paragraphs (a) and (b) substitute—...

Hotels etc

7  In Schedule 9A, after paragraph 2 insert— (1) Part XA does not apply to provision of day...

Prohibition in respect of disqualified persons

8  In Schedule 9A, in paragraph 4(4)— (a) after “or be”...

Unincorporated associations

9  In Schedule 9A, after paragraph 5 insert— Provision of day...

SCHEDULE 5 — Repeals

   Part 1 — PLANS
   These repeals come into force— (a) so far as relating...
   Part 2 — CHILD MINDING AND DAY CARE
   These repeals come into force— (a) so far as relating...
   Part 3 — INSPECTION OF LOCAL EDUCATION AUTHORITIES
   This repeal comes into force— (a) so far as relating...
   Part 4 — SOCIAL SERVICES COMMITTEES AND DEPARTMENTS
   These repeals come into force— (a) so far as relating...
   Part 5 — REASONABLE PUNISHMENT
   This repeal comes into force at the same time as...
   Part 6 — CHILD SAFETY ORDERS
   These repeals come into force at the same time as...
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View outstanding changes

Changes and effects yet to be applied to:
- s. 11(1)(f) omitted by 2012 c. 7 Sch. 14 para. 97
- s. 13(3)(f) words omitted by 2012 c. 7 Sch. 14 para. 98
- s. 28(1)(c) words omitted by 2012 c. 7 Sch. 14 para. 99
- s. 32A inserted by 2010 c. 26 s. 9
- s. 39 repealed by 2006 c. 47 Sch. 10
- s. 62(1)-(4) repealed by 2010 c. 26 Sch. 4 Pt. 2 (This amendment not applied to legislation.gov.uk. Sch. 4 Pt. 2 repealed (4.9.2013) without ever being in force by 2013 c. 22, s. 17(4) ; S.I. 2013/2200 art. 2(a))
- Sch. 1 para. 11 repealed by 2006 c. 47 Sch. 10
- Sch. 2 para. 6 repealed by 2006 c. 47 Sch. 10
- Sch. 2 para. 7 repealed by 2006 c. 47 Sch. 10

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
Whole provisions yet to be inserted into this Act (including any effects on those provisions):
- s. 26(1AA) inserted by 2014 anaw 4 s. 14(4) (This amendment not applied to legislation.gov.uk. S. 26 already repealed (1.4.2016) by 2015 anaw 2, s. 56(2), Sch. 4 para. 13; S.I. 2016/86, art. 3)