



Children and Adoption Act 2006

2006 CHAPTER 20

PART 1

ORDERS WITH RESPECT TO CHILDREN IN FAMILY PROCEEDINGS

Contact with children

2 Monitoring contact

After section 11G of the Children Act 1989 (c. 41) (as inserted by section 1) insert—

“11H Monitoring contact

- (1) This section applies if in any family proceedings the court makes—
 - (a) a contact order with respect to a child in favour of a person, or
 - (b) an order varying such a contact order.
- (2) The court may ask an officer of the Service or a Welsh family proceedings officer—
 - (a) to monitor whether an individual falling within subsection (3) complies with the contact order (or the contact order as varied);
 - (b) to report to the court on such matters relating to the individual's compliance as the court may specify in the request.
- (3) An individual falls within this subsection if the contact order so made (or the contact order as so varied)—
 - (a) requires the individual to allow contact with the child concerned;
 - (b) names the individual as having contact with the child concerned; or
 - (c) imposes a condition under section 11(7)(b) on the individual.
- (4) If the contact order (or the contact order as varied) includes a contact activity condition, a request under subsection (2) is to be treated as relating to the provisions of the order other than the contact activity condition.

Changes to legislation: There are currently no known outstanding effects for the Children and Adoption Act 2006, Section 2. (See end of Document for details)

- (5) The court may make a request under subsection (2)—
- (a) on making the contact order (or the order varying the contact order), or
 - (b) at any time during the subsequent course of the proceedings as they relate to contact with the child concerned.
- (6) In making a request under subsection (2), the court is to specify the period for which the officer of the Service or Welsh family proceedings officer is to monitor compliance with the order; and the period specified may not exceed twelve months.
- (7) It shall be the duty of the officer of the Service or Welsh family proceedings officer to comply with any request under subsection (2).
- (8) The court may order any individual falling within subsection (3) to take such steps as may be specified in the order with a view to enabling the officer of the Service or Welsh family proceedings officer to comply with the court's request under subsection (2).
- (9) But the court may not make an order under subsection (8) with respect to an individual who is a child unless he is a parent of the child with respect to whom the order falling within subsection (1) was made.
- (10) A court may not make a request under subsection (2) in relation to a contact order that is an excepted order (within the meaning given by section 11B(4)).”

Commencement Information

II S. 2 in force at 8.12.2008 by [S.I. 2008/2870](#), [art. 2\(2\)\(b\)](#)

Changes to legislation:

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