



Children and Young Persons Act 2008

2008 CHAPTER 23

PART 2

FUNCTIONS IN RELATION TO CHILDREN AND YOUNG PERSONS

Visiting

17 Children in long-term care: notification to appropriate officer etc

- (1) Section 85 of the 1989 Act (children accommodated by health bodies or local education authorities) is amended in accordance with subsections (2) to (5).
- (2) In each of subsections (1) and (2), after “notify” insert “ the appropriate officer of ”.
- (3) After subsection (3) insert—
 - “(3A) In this section and sections 86 and 86A “the appropriate officer” means—
 - (a) in relation to a local authority in England, their director of children's services; and
 - (b) in relation to a local authority in Wales, their lead director for children and young people's services.”
- (4) In subsection (4)—
 - (a) for “a local authority have” substitute “ the appropriate officer of a local authority has ”; and
 - (b) for “they”, where it first occurs, substitute “ the local authority ”.
- (5) After that subsection add—
 - “(5) For the purposes of subsection (4)(b), if the child is not in the area of the local authority, they must treat him as if he were in that area.”
- (6) Section 86 of the 1989 Act (children accommodated in care homes or independent hospitals) is amended in accordance with subsections (7) to (10).
- (7) In subsection (1)—

Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 17. (See end of Document for details)

- (a) for the words “the home”, in the first place where they occur, substitute “ the establishment in question ”;
 - (b) after “notify” insert “ the appropriate officer of ”; and
 - (c) for the words “the home”, in the second place where they occur, substitute “ the establishment ”.
- (8) In subsection (2)—
- (a) for “the home”, in both places, substitute “ the establishment ”; and
 - (b) after “notify” insert “ the appropriate officer of ”.
- (9) In subsection (3)—
- (a) for “a local authority have” substitute “ the appropriate officer of a local authority has ”;
 - (b) for “they”, where it first occurs, substitute “ the local authority ”; and
 - (c) in paragraph (a), for “the home” substitute “ the establishment in question ”.
- (10) In subsection (4) for “home” substitute “ care home or independent hospital ”.

Commencement Information

II S. 17 in force at 1.4.2011 by S.I. 2010/2981, art. 2(a)

Changes to legislation:

There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 17.