



Children and Young Persons Act 2008

2008 CHAPTER 23

PART 2

FUNCTIONS IN RELATION TO CHILDREN AND YOUNG PERSONS

Accommodation

9 General duty of local authority to secure sufficient accommodation

After section 22F of the 1989 Act (which is inserted by section 8) insert—

“22G General duty of local authority to secure sufficient accommodation for looked after children

- (1) It is the general duty of a local authority to take steps that secure, so far as reasonably practicable, the outcome in subsection (2).
- (2) The outcome is that the local authority are able to provide the children mentioned in subsection (3) with accommodation that—
 - (a) is within the authority's area; and
 - (b) meets the needs of those children.
- (3) The children referred to in subsection (2) are those—
 - (a) that the local authority are looking after,
 - (b) in respect of whom the authority are unable to make arrangements under section 22C(2), and
 - (c) whose circumstances are such that it would be consistent with their welfare for them to be provided with accommodation that is in the authority's area.
- (4) In taking steps to secure the outcome in subsection (2), the local authority must have regard to the benefit of having—

Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 9. (See end of Document for details)

- (a) a number of accommodation providers in their area that is, in their opinion, sufficient to secure that outcome; and
 - (b) a range of accommodation in their area capable of meeting different needs that is, in their opinion, sufficient to secure that outcome.
- (5) In this section “accommodation providers” means—
local authority foster parents; and
children's homes in respect of which a person is registered under Part 2 of the Care Standards Act 2000.”

Commencement Information

II S. 9 in force at 1.4.2011 for E. by S.I. 2010/2981, art. 4(b)

Changes to legislation:

There are currently no known outstanding effects for the Children and Young Persons Act 2008, Section 9.