

SCHEDULES

SCHEDULE 5

CHILDREN’S COMMISSIONER: MINOR AND CONSEQUENTIAL AMENDMENTS

Functions of Commissioner: children in Wales, Scotland and Northern Ireland

- 3 (1) Section 5 of the Children Act 2004 (functions of Commissioner in Wales) is amended as follows.
- (2) In subsection (1), for “promoting awareness of the views and interests of children in Wales” substitute “promoting and protecting the rights of children in Wales”.
- (3) After subsection (1) insert—
- “(1A) The function under subsection (1) includes promoting awareness of the views and interests of children in Wales.”
- (4) For subsection (2) substitute—
- “(2) Subsections (3) to (5) of section 2 and sections 2A to 2C, 2E and 2F apply in relation to the Children’s Commissioner’s function under subsection (1) as in relation to the Commissioner’s primary function.
- (2A) For the purposes of subsection (2)—
- (a) section 2(3)(i) has effect as if for “in England” there were substituted “in Wales, except in so far as relating to any matter falling within the remit of the Children’s Commissioner for Wales under section 72B, 73 or 74 of the Care Standards Act 2000,”,
- (b) sections 2(4) and 2B(3) have effect as if for “children who are within section 8A (children living away from home or receiving social care) and other groups of children” there were substituted “groups of children”,
- (c) section 2E(1) has effect as if “and the function under section 2D” were omitted, and
- (d) section 2F(1) has effect as if “or the function under section 2D” were omitted.”