
 STATUTORY INSTRUMENTS

1983 No. 1793 (L.29)

MAGISTRATES' COURTS

**The Magistrates' Courts (Children and Young Persons)
(Amendment) (No. 2) Rules 1983**

Made - - - 30th November 1983

Laid before Parliament 7th December 1983

Coming into Operation 1st January 1984

The Lord Chancellor, in exercise of the powers conferred on him by section 144 of the Magistrates' Courts Act 1980(a), after consultation with the Rule Committee appointed under that section, hereby makes the following Rules:—

1. These Rules may be cited as the Magistrates' Courts (Children and Young Persons) (Amendment) (No. 2) Rules 1983 and shall come into operation on 1st January 1984.

2. The Magistrates' Courts (Children and Young Persons) Rules 1970(b) shall have effect subject to the amendments specified in the Schedule to these Rules.

Hailsham of St. Marylebone, C.

Dated 30th November 1983.

Rule 2

SCHEDULE

**AMENDMENTS TO THE MAGISTRATES' COURTS (CHILDREN AND YOUNG PERSONS)
RULES 1970**

1. In Rule 13(1)(aa) and Rule 14(2) for the words "sections 21A(2)" there shall be substituted the words "sections 21A"(c).

2. In Schedule 2 in the forms numbered 36A and 36B for the words "The relevant infant is in the care of the Council." there shall be substituted the words "The relevant infant is *in* the care of *]* [accommodated by] the Council in pursuance of (*specify enactment*)."

(a) 1980 c.43; section 144 is extended by section 145 of that Act.

(b) S.I. 1970/1792, amended by S.I. 1976/1769, 1978/869, 1983/526.

(c) Section 21A of the Child Care Act 1980 (c.5) was substituted by the Health and Social Services and Social Security Adjudications Act 1983 (c.41), Schedule 2, paragraph 50.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Magistrates' Courts (Children and Young Persons) Rules 1970 to take account of section 21A of the Child Care Act 1980, as substituted by paragraph 50 of Schedule 2 to the Health and Social Services and Social Security Adjudications Act 1983, which comes into force on 1st January 1984 (S.I. 1983/974) and regulations made thereunder. The amendments relate to applications for authority to retain in accommodation provided for the purpose of restricting liberty children accommodated by a local authority in pursuance of specified enactments, to whom section 21A of the 1980 Act applies by virtue of regulations made thereunder.

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