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STATUTORY INSTRUMENTS

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**2015 No. 541**

**The Children's Homes (England) Regulations 2015**

**PART 7**

Miscellaneous

**Notice of absence**

**48.**—(1) If the person who is in day-to-day charge of the children's home proposes to be absent from the home for a continuous period of 28 days or more, the registered person must give notice in writing to HMCI of the proposed absence.

(2) Except in the case of an emergency or unforeseen absence, a notice under paragraph (1) must—

- (a) be given no later than one month before the proposed absence commences, or within such shorter period as may be agreed with HMCI; and
- (b) specify with respect to the proposed absence—
  - (i) its length or expected length;
  - (ii) the reason for it;
  - (iii) the arrangements which have been made for running the home during the absence;
  - (iv) the address, name and qualifications of the person who will be responsible for the home during the absence; and
  - (v) in the case of the absence of the registered manager, the arrangements that have been, or are proposed to be, made for appointing another person to manage the home during the absence, including the proposed date by which the appointment is to be made.

(3) If the absence arises as a result of an emergency or is unforeseen, the registered person must give notice of the absence—

- (a) within one week of the beginning of the absence; and
- (b) specifying the matters in paragraph (2)(b).

(4) If the notice required under paragraph (2) or (3) has not been given as required, it must be given without delay.

(5) The registered person must notify HMCI of the return to duty of the person in day-to-day charge of the home not later than 7 days after the date of that person's return.

**Changes to legislation:**

There are currently no known outstanding effects for the The Children's Homes (England) Regulations 2015, Section 48.