

Children and Families Bill

AMENDMENTS TO BE MOVED IN GRAND COMMITTEE

Clause 1

LORD NASH

Page 1, leave out lines 8 to 12 and insert –

- “(9ZA) Subsection (9A) applies (subject to subsection (9B)) where the local authority are a local authority in England and –
- (a) are considering adoption for C, or
 - (b) are satisfied that C ought to be placed for adoption but are not authorised under section 19 of the Adoption and Children Act 2002 (placement with parental consent) or by virtue of section 21 of that Act (placement orders) to place C for adoption.
- (9A) Where this subsection applies –
- (a) subsections (7) to (9) do not apply to the local authority,
 - (b) the local authority must consider placing C with an individual within subsection (6)(a), and
 - (c) where the local authority decide that a placement with such an individual is not the most appropriate placement for C, the local authority must consider placing C with a local authority foster parent who has been approved as a prospective adopter.
- (9B) Subsection (9A) does not apply where the local authority have applied for a placement order under section 21 of the Adoption and Children Act 2002 in respect of C and the application has been refused.”

Clause 4

LORD NASH

Page 3, line 44, at end insert—

- “() On the occasion of the first exercise of the power to make regulations under this section—
- (a) the statutory instrument containing the regulations is not to be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament, and
 - (b) accordingly section 140(2) does not apply to the instrument.”

Clause 6

LORD NASH

Page 5, line 9, at end insert—

- “() On the occasion of the first exercise of the power to make regulations under this section—
- (a) the statutory instrument containing the regulations is not to be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament, and
 - (b) accordingly section 140(2) does not apply to the instrument.”

Page 5, line 12, at end insert—

- “() In section 140(7) (power for subordinate legislation to make different provision for different purposes) after “purposes” insert “or areas”.”

After Clause 9

BARONESS HOWARTH OF BRECKLAND

Insert the following new Clause—

“Privately fostered children

In section 66 of the Children Act 1989 (privately fostered children), at the end of subsection (1) insert—

- “(c) the relative exemption does not apply for foreign national children whose parents are not residing in England or Wales”.

Schedule 2

LORD NASH

Page 141, line 43, at end insert—

“Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10)

- 70 In paragraph 13(1)(c) of Schedule 1 to the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (civil legal services: orders mentioned in section 8(1) of the Children Act 1989) for “residence, contact” substitute “child arrangements orders”.

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