STATUTORY INSTRUMENTS

1971 No. 486

CHILDREN AND YOUNG PERSONS

The Children and Young Persons (Definition of Independent Persons) Regulations 1971

Made - - - -	*22nd March* 1971
Laid before Parliament	*30th March* 1971
Coming into Operation	*1st April* 1971

The Secretary of State for Social Services, in exercise of his powers under section 24(5) of the Children and Young Persons Act 1969(**a**) and of all other powers enabling him in that behalf hereby makes the following regulations :—

1. These regulations may be cited as the Children and Young Persons (Definition of Independent Persons) Regulations 1971 and shall come into operation on 1st April 1971.

2.—(1) In these regulations "the Act" means the Children and Young Persons Act 1969.

(2) The Interpretation Act 1889(**b**), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. For the purposes of section 24(5) of the Act a local authority to whose care a person is committed by a care order may appoint as an independent person to be a visitor to that person any person other than the following :

(1) any person having any connection with that authority by reason of

(*a*) being a member, or a member of a committee or sub-committee, whether elected or co-opted ; or

(*b*) being an officer or person appointed ; or

(*c*) holding a paid office or appointment for profit ; or

(*d*) being employed under a contract to supply goods or services to that authority ; or

(*e*) being a spouse of any such person.

(2) any person having a connection with a community home managed by a local authority under the provisions of the Act by reason of

(*a*) being a member, or a member of a social services committee or sub-committee, whether elected or co-opted ; or

(*b*) being an officer or person appointed to perform services for the benefit of the authority in respect of the functions of its social services committee ; or

(*c*) holding a paid office or appointment for profit, the object of which is the performance of services for the benefit of the authority in respect of the functions of its social services committee ; or

(*d*) providing services, whether paid or unpaid, in or in connection with any community home ; or

(a) 1969 c. 54. (b) 1889 c. 63.

(*e*) being employed under a contract to supply goods or services to a community home managed by the authority ; or

(*f*) being the spouse of any such person.

(3) any person having any connection with a community home provided by a voluntary organisation under the provisions of the Act by reason of

(*a*) being a member of any body of management of such a voluntary organisation ; or

(*b*) holding any paid office or appointment for profit which is in the gift of any such organisation, the object of which is the performance of services for the benefit of that organisation in respect of a community home ; or

(*c*) providing services, whether paid or unpaid, in or in connection with any community home provided by such an organisation ; or

(*d*) being a member of a body of management of any community home constituted under section 39 of the Act ; or

(*e*) being employed under a contract to supply goods or services to a community home managed by such an organisation ; or

(*f*) being a spouse of any such person.

Keith Joseph,
Secretary of State for Social Services.

22nd March 1971.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations prescribe the conditions to be satisfied in connection with the duty of a local authority to appoint an independent person to be a visitor to a person subject to a care order.