



Department  
for Education

# Children's Social Care

**Government consultation**

**Launch date 16 July 2020**

**Respond by 5 August 2020**

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## Introduction

On 24 April, the Adoption and Children (Coronavirus) (Amendment) Regulations 2020 came into force to provide local authorities and children's social care providers with temporary flexibilities to support them during coronavirus (COVID-19) pandemic.

We are inviting interested individuals and organisations to comment on the regulations we are proposing to extend and those that will lapse on the 25 September.

## Who this is for

- Local authorities and children's trusts
- Children's social care providers, including children's homes and fostering and adoption agencies
- Children's social care workforce
- Children's charities/advocates
- Children and young people with experience of care
- Any other interested organisations or individuals

## Issue date

The consultation was issued on 16 July 2020.

## Enquiries

If your enquiry is related to the policy content of the consultation you can contact the team by email on:

[CSCregulations.consultations@education.gov.uk](mailto:CSCregulations.consultations@education.gov.uk)

If your enquiry is related to the DfE e-consultation website or the consultation process in general, you can contact the DfE Ministerial and Public Communications Division by email: [Consultations.Coordinator@education.gov.uk](mailto:Consultations.Coordinator@education.gov.uk) or by telephone: 0370 000 2288 or via the [DfE Contact us page](#).

## Additional copies

Additional copies are available electronically and can be downloaded from [GOV.UK DfE consultations](#).

## The response

The results of the consultation and the Department's response will be [published on GOV.UK](#) before any new regulations are introduced.

## About this consultation

This consultation document makes two proposals:

The first part of the document sets out:

- The reason the amendments to the regulations were needed and what we have been doing to monitor the use of the flexibilities.

The subsequent parts of the document sets out:

- The regulations we would like to allow to lapse on 25 September
- The regulations we would like to extend beyond 25 September.

We would like to hear your views on our proposals.

## Respond online

To help us analyse the responses please use the online system wherever possible. Visit [www.education.gov.uk/consultations](http://www.education.gov.uk/consultations) to submit your response.

## Other ways to respond

If for exceptional reasons, you are unable to use the online system, for example because you use specialist accessibility software that is not compatible with the system, you may download a word document version of the form and email it or post it.

### By email

- [CSCregulations.consultations@education.gov.uk](mailto:CSCregulations.consultations@education.gov.uk)

### By post

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4<sup>th</sup> Floor  
Department for Education  
Sanctuary Buildings  
London  
SW1P 3BT

All postal responses must be received by 5 August 2020.

## Deadline

The consultation closes on 5 August 2020.

## Background

On 11 March 2020, the World Health Organisation (WHO) confirmed coronavirus (COVID-19) was a global pandemic. The UK Government has taken an unprecedented series of actions to address the pandemic across all parts of society including to support vulnerable children and families.

### Amendments to regulations

As part of its response to coronavirus (COVID-19) the Department for Education carefully considered flexibilities to support the effective delivery of children's social care services, whilst always ensuring children's safety remained paramount.

The Adoption and Children (Coronavirus) (Amendment) Regulations 2020 ("the 2020 Regulations") made temporary amendments to a set of 10 children's social care regulations and came into force on 24 April 2020. They provide for extra flexibility in some circumstances which may arise as a direct result of coronavirus (COVID-19) for example high levels of staff sickness. Local authority duties towards children which are contained within primary legislation remain unchanged. The temporary amendments which have been made do not reduce the responsibility that local authorities have towards protecting children from significant harm and protecting their welfare.

We published [guidance](#) for children's social care services during the pandemic setting out the circumstances where local authorities, working with their partners and providers, can make use of the additional flexibilities that the 2020 Regulations provide, including:

- where staff shortages, due to sickness or other reasons, make it difficult or impossible to meet the original requirements
- where making use of flexibilities to take a different approach is the most sensible, risk-based response in light of other demands and pressures on services, this might involve focussing services on those most at risk
- where there is a consequential reason to make use of flexibilities, for example, due to limited capacity in other providers or partners making it difficult or impossible to comply with the original requirements

### Delivery of services

The coronavirus (COVID-19) pandemic continues to present significant challenges to the country, including the way in which children's social care services are delivered. The Government has been clear that these temporary amendments will only remain in place for so long as they are needed. The 2020 Regulations have been kept under review since they came into force. We want local authorities, local safeguarding partners and regulated services to work in the most effective way possible, within the statutory framework, to support families and protect children to the best of their abilities.

## **Consultation**

The 2020 Regulations will currently expire on 25 September 2020. This consultation seeks your views on those regulations that the Government proposes should lapse and those that may be extended for continued use to 31 March 2021. It also seeks views on how additional safeguards on the use of the regulations could be employed.

## Rationale and outline of proposals

We have always been clear that the 2020 Regulations will remain in place only for as long as they are needed and will expire on 25 September 2020.

Given the lower level of coronavirus (COVID-19) now present, there is a significantly reduced need for local authorities and providers to use any of these flexibilities and therefore the majority of these regulations should expire as planned.

However, the Government believes that there may be circumstances in which some services continue to face specific and exceptional challenges into the autumn, where continued availability of a small number of flexibilities, drawing on the experience of and evidence gathering of the last few months, may still be appropriate. And as more children are seen by schools, and social distancing eases further and hitherto hidden harms come to light, we must be prepared for the potential additional demands that may still be placed on services. We only propose to extend regulations where there is a continued need for the flexibilities in order to provide effective support for children involved with children's social care services during the pandemic. Furthermore, we have updated guidance to say we expect that no new application of vast majority of flexibilities should be needed.

## Monitoring of amendments

The 2020 Regulations have been kept under review since they were introduced. Our approach to monitoring is based on a bringing together information from a range of delivery partners, to understand which of the regulations are being used and why. We are actively seeking regular feedback from a variety of sources, including local authorities, children's charities, Ofsted, and other key partners.

Our monitoring data suggests that the regulations are being used infrequently. When usage was mentioned, this mainly focussed on the amendments to fostering and adoption regulations, including:

1. Allowing medical reports to be considered at a later stage in the adoption process minimising delays in approving adopters for children needing a new, forever family.
2. Relaxations around fostering panels allowing for continued recruitment of foster carers and a continued functionality of processes.

More broadly, the local authorities that were contacted identified virtual engagement with children and families has often been used alongside face to face visits. In many cases, this was reported as resulting in greater levels of contact between young people, parents, and carers – and improved engagement from some young people. For



example, one local authority advised “we are doing virtual visits to children in care and face to face visits where necessary, utilising in some cases officers who live outside of the area to maintain contact with children and young people by conducting door stop visits”.

Of the local authorities that were contacted, they reported that senior leaders in children’s social care have taken the use of the temporary regulations very seriously and many mention robust sign-off processes in place for when a regulation has been used. For instance, “they were identified as necessary to enable the service to continue to provide a robust service during lockdown and was essential to safeguarding children in placement”.

Our monitoring data suggest that decisions on the use of the regulations are being made with the child at the heart of the case – “priority was to ensure children were safeguarded” - in line with the legislation and principles in the guidance, assessing risks and on a collaborative basis.

**A detailed list of the regulations we suggest expire is available at Annex F and the detailed monitoring information is available at Annex E.**

## Proposal and rationale for extending regulations

There are a small number of regulations (listed below) that we are proposing to extend beyond 25 September that we believe are essential to being able to maintain delivery of children’s social care during the recovery stage of the pandemic. We are proposing that any regulations that are kept in place beyond 25 September should remain in place until 31 March 2021 so that they remain in place throughout the autumn and winter when the challenges presented by coronavirus (COVID-19) may be higher and to align with previously announced proposals on the reintroduction of routine inspections (see proposal 3).

The regulations, if extended, will continue to be monitored closely.

The regulations we are proposing to extend specifically address the following points.

### Proposal 1: medical reports

Our National Health Service still faces significant challenges as we enter a period of recovery. We are proposing to amend the time frame in which medical information needs to be provided. Some of the amendments allow more time for General Practitioners and other health professionals to provide information to support the process of approving much needed potential adopters and foster carers. This will not remove the requirement for medical information to be provided but provides additional time during the process for these. The medical report must be provided before approval.

Do you agree we should extend relevant parts of the regulations listed at **Annex B** to allow the approval process for adopters and foster carers to progress to the next stage, for example if there are delays in receiving medical reports (tick (☐))?

Regulation	Agree	Disagree	Neither agree nor disagree	Comments
<b>Adoption Agencies Regulations 2005</b> - Regulation 26(b) and (e) – Other pre-assessment information				
<b>Adoption Agencies Regulations 2005</b> - Regulation 27(1A) – pre-assessment decision				

<b>Adoption Agencies Regulations 2005 - Regulation 30B(1A) – Adoption agency decision and notification</b>				
<b>Adoption Agencies Regulations 2005 - Regulation 30B (5) and 5A - Adoption agency decision and notification</b>				
<b>Fostering Services (England) Regulations 2011- Regulation 26 (2A)– assessment of prospective foster parents</b>				

## Proposal 2: virtual visits

We must be able to keep essential services operating during any local lockdowns to contain the spread of the virus, and in cases where households are being required to self-isolate due to a case, or suspected case, of coronavirus, or contact with someone who has tested positive for coronavirus, in line with medical advice from the NHS test and trace service. Therefore, we propose to continue to enable contact in these situations to happen virtually, and only where a face to face visit is not practicable.

Do you agree we should extend the relevant parts of regulations listed at **Annex C** to allow virtual contact/visits where a face to face visit is not possible, for example in the circumstances described above (tick (☐))?

<b>Regulation</b>	<b>Agree</b>	<b>Disagree</b>	<b>Neither agree nor disagree</b>	<b>Comments</b>
<b>Residential Family Centre Regulations 2002. Regulation 25 (4A) - Visits by registered provider</b>				

<b>Care planning, Placement and Case Review (England) Regulations 2010.</b> Regulation 28(1A) – Frequency of visits (addition of provision that enables virtual visits)				
<b>Care planning, Placement and Case Review (England) Regulations 2010 -</b> Regulation 48 (3) (e) - Application of these Regulations with modifications to short breaks				
<b>Children’s Homes (England) Regulations 2015 -</b> Regulation 22(1) – Contact and access to communications				

### Proposal 3: Ofsted inspections

As announced on 6 July 2020, Ofsted are planning to carry out a phased return to routine inspections. This will include risk-based assurance visits to children’s social care settings, based on the previous inspection judgement, the amount of time since a setting was last inspected and other information Ofsted hold about the setting. These assurance visits will occur between September 2020 and March 2021. At this point full graded inspections will recommence.

We therefore propose to continue the suspension of the frequency regulation that sets out the minimum number of Ofsted inspections required in various settings until 31 March 2021. This will better allow Ofsted to provide the most assurance, to the sector and the wider public, about the safety and care of children by enabling them to carry out visits to as many settings as possible based on the criteria set out above. Failure to extend the revocation of Regulation 27 would reinstate the prescribed inspection intervals, despite Ofsted having lost several months of the inspection year. For example, this would mean some children’s homes would need to be inspected twice in the remaining six months of the inspection year, rather than allowing Ofsted to direct their resources towards providing assurance about those settings that they are currently

concerned about or that have not been inspected for some time. This could also prevent Ofsted from being able to return more frequently to homes where serious or widespread concerns have been identified.

Please note, that it is the continued suspension of these prescribed intervals and not the specifics of Ofsted’s assurance visits which is the focus of this consultation question.

Do you agree we should extend the regulation detailed at **Annex D** regarding frequency of inspections (tick (☐))?

Regulation	Agree	Disagree	Neither agree nor disagree	Comments
<b>Her Majesty’s Chief Inspector of Education, Children’s Services and Skills (Fees and Frequency of Inspection) (Children’s Homes etc.) Regulation 2015</b> - Regulation 27 – Frequency of inspections				

## Proposal 4: Regulations to lapse

Other than the regulations outlined in proposals 1 to 3 the Government proposes that all other amendments to regulations introduced on 24 April should lapse on 25 September.

Do you agree we should allow the listed regulations at **Annex F** to expire on 25 September (tick (☐))?

Agree	Disagree	Neither agree nor disagree
Comments		

## Proposal and rationale for safeguards

In our [guidance](#) we set out a series of safeguards on the use of the flexibilities provided. Those safeguards are as follows:

- The overarching approach to making use of these legislative flexibilities should be approved at chief officer level in local authorities, and where appropriate top tier management level in other services and providers.
- Where it becomes necessary to utilise any of these flexibilities, it is important that this is properly recorded, along with the reasons for doing so and communicated to the other safeguarding partners and providers. Each local authority and provider should set out the local circumstances that have given rise to the need to use the flexibilities they have been afforded and should keep their use under review.
- The use of any flexibilities in individual cases and the overall impact on an individual child must be considered as part of their overarching safeguarding and welfare duties towards that specific child. This is to ensure that the local authority is continuing to safeguard and promote the welfare of the child or to ensure that the child's welfare remains paramount even when using the flexibilities.

Whilst the Government is proposing that the majority of the flexibilities provided should lapse it continues to believe that use of the flexibilities should only be used when absolutely necessary, and in response to coronavirus (COVID-19), it is considering how additional safeguards or limits on the use of the remaining flexibilities could be employed. The Government would welcome suggestions about any additional safeguards that may be appropriate.

### Proposal 5

Do you agree that additional safeguards should be introduced on the use of any flexibilities that remain in place after 25 September (tick (✓))?

<b>Agree</b>	<b>Disagree</b>	<b>Neither agree nor disagree</b>

If you answered yes, please provide details on what safeguards you consider may be appropriate and how they could be employed

Comments
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# Annex A: Consultation Questions

## About You

1. Please provide your name

2. What is your email address?

3. Are you responding as an individual, or as part of an organisation (please circle)?

4. What is your role?

5. What is the name of your organisation?

6. If you are responding as an individual, are you a?

7.

8. Are you happy to be contacted directly about your response (please circle)?

9. How did you hear about the consultation?

Information provided in response to consultations, including personal data, may be subject to publication or disclosure under the Freedom of Information Act 2000, the Data Protection Act 2018, or the Environmental Information Regulations 2004. If you want all, or any part, of a response to be treated as confidential, please explain why you consider it to be confidential. If a request for disclosure of the information you have

provided is received, your explanation about why you consider it confidential will be taken into account, but no assurance can be given that confidentiality can be maintained. An automatic confidentiality disclaimer generated by your IT system will not, of itself, be regarded as binding on the Department. The Department for Education will process your personal data (name and address and any other identifying material) in accordance with the Data Protection Act 2018, and your personal information will only be used for the purposes of this consultation. Your information will not be shared with third parties unless the law allows it. You can read more about what the DfE does when we ask for and hold your personal information in our personal information charter.

**I) Do you wish for your response to remain confidential? Yes / No**



## Annex B: Extend regulations: Medical reports

Amended regulation	Detail of regulation	Proposal
<b>Adoption Agencies Regulations 2005</b>		
<p>Regulation 26(b) and (e) – Other pre-assessment information</p>	<p>[The adoption agency must</p> <p>(b) subject to regulation 27(1A) [adoption agency making decision on proceeding to next stage of process where police checks information and medical report required by this provision has not yet been obtained], obtain a written report from a registered medical practitioner about the health of the prospective adopter following a full examination which must include the matters specified in Part 2 of Schedule 4 unless the agency has received advice from its medical adviser that such an examination and report is unnecessary;</p> <p>(e) subject to regulation 27(1A) [adoption agency making decision on proceeding to next stage of process where police checks information and medical report has not yet been obtained], where it is not the local authority in whose area the prospective adopter has</p>	<p>This regulation was amended to allow adoption decisions to progress to the second stage of the assessment process without the submission of medical reports. A health check must still be completed before approval is given.</p> <p>We propose to extend this amendment so that the approval of prospective adopters can progress if there are delays in providing medical information due to other pressures on the NHS. We will keep the requirement that the health check must still be completed before approval is given.</p>

	<p>their home ascertain whether the local authority in whose area the prospective adopter has their home have any information about the prospective adopter which may be relevant to an assessment of the prospective adopter's suitability to adopt and if so obtain from that authority a written report setting out that information. The original regulation says that the adoption agency that obtain a written report from a registered medical practitioner about the health of the prospective adopter.</p>	
<p>Regulation 27(1A) – pre-assessment decision</p>	<p>(1A) The adoption agency may make a decision under paragraph (1) [decision on suitability to proceed to next stage of adoption approval or decision that the person is not suitable] even if the information requested under regulation 25 [police checks information] and 26(b) [medical report] has yet to be obtained.</p>	<p>The amendment to this regulation is consequential to 26 (b) and (e) above.</p> <p>We therefore propose to extend this amendment too in relation to the provision of the medical report.</p>

<p>Regulation 30B(1A) – Adoption agency decision and notification</p>	<p>[(1A) The adoption agency must not make a decision under paragraph (1) until it has obtained the information requested under regulation 25 [police checks information] and 26(b) [medical report].</p>	<p>We propose to extend this regulation to prevent a decision on adoption being made without a medical report and criminal records checks having been completed.</p> <p>The amendment to this regulation is consequential on the amendment to 26 (b) and (e) above. We therefore propose to extend this amendment too in relation to the medical report.</p>
<p>Regulation 30B (5) and 5A - Adoption agency decision and notification</p>	<p>(5) Where the adoption agency considers that the prospective adopter is not suitable to adopt a child, it must—</p> <p>(c) advise the prospective adopter that within 40 working days beginning with the date on which the notification was sent the prospective adopter may—</p> <p>(ii) subject to paragraph (5A), apply to the Secretary of State for a review by an independent review panel of the qualifying determination.</p> <p>(5A) Where the adoption agency consider that the prospective adopter is not suitable to adopt because of information obtained</p>	<p>This regulation was amended to reflect that medical information or police checks, which may form grounds for a decision that an adopter is not suitable, might happen at a different stage of the approval process as set out above.</p> <p>We propose to extend this amendment in part to continue to reflect the other amendments that allow medical information at a later stage of the approval process. Police and criminal record checks will need to be provided according to the original timescales.</p>

	<p>under regulation 25 [police checks information] or 26(b) [medical report] the prospective adopter may not apply to the Secretary of State for a review by an independent review panel of the qualifying determination.</p>	
<p><b>Fostering Services (England) Regulations 2011</b></p>		
<p>Regulation 26 (2A)– assessment of prospective foster parents</p>	<p>(2A) The fostering service provider may comply with paragraph (2)(a) [suitability assessments in accordance with Part 2 of Schedule 3 relating to X and other members of X's household and any other information considered relevant] even if the information required by paragraphs 2 [medical information] and 9 [vetting information] of Schedule 3 has yet to be obtained</p>	<p>We propose to extend this amendment in relation to medical information, recognising continuing pressures on the NHS. The placement of the child will not be allowed until the medical check is complete.</p>

## Annex C: Extend regulations: Virtual contact/visits

Amended regulation	Detail of regulation	Proposal
Residential Family Centre Regulations 2002		
Regulation 25 (4A) - Visits by registered provider	<p>[Relates to any interview carried out in private with residents and those working at the residential family centre by the person visiting to form a view on the standard of care]</p> <p>(4A) Any interview carried out under paragraph (4)(a) may be carried out by telephone, video-link or other electronic means.</p>	<p>This regulation was amended to allow compliance with social distancing measures by providing that the requirement for interviews between the registered person for a residential family centre with residents and staff can be carried out by telephone, video, or other electronic means.</p> <p>We propose to extend that amendment so that interviews can still take place virtually in the event of local lockdown or self-isolation.</p>
Care planning, Placement and Case Review (England) Regulations 2010		
Regulation 28(1A) – Frequency of visits	(1A) Any visit required by this regulation be conducted by telephone, video-link or other electronic means.	This regulation was amended to allow visits from the responsible authority to be conducted as soon as reasonably practicable, to account for circumstances in which visits cannot be made within the defined timescales (for example, due to illness or staff shortages). It was also amended to allow these visits to be conducted by

		<p>telephone, video-link, or other electronic means.</p> <p>We propose to extend only the part of the amendment that would continue to allow these visits to happen virtually where a face to face visit is not possible but only in the case of local lockdown and self-isolation.</p>
<p>Regulation 48 (3) (e)</p> <p>Application of these Regulations with modifications to short breaks</p>	<p>(3) (e) any visit required by this regulation may be conducted by telephone, video-link or other electronic means.</p>	<p>The regulation was amended to allow virtual visits.</p> <p>We propose to extend only the part of the amendment that would continue to allow these visits to happen virtually where a face to face visit is not possible, but only in the case of local lockdown and self-isolation.</p>
<p>Children's Homes (England) Regulations 2015</p>		
<p>Regulation 22(1) – Contact and access to communications</p>	<p>(1) The registered person must ensure that suitable facilities are provided within the children's homes for a child accommodated there to meet privately (or where this is not possible to speak privately over the telephone, a video-link or other electronic communication method) at any reasonable time</p>	<p>This was amended to require provision for virtual contact where face to face contact is not possible.</p> <p>We propose to extend this amendment to continue to enable the provision of virtual contact where face to face contact is not possible, but only in the</p>

	with the child's parents, friends, relatives or any of the following persons –  [followed by list of persons who the child should be able to meet]	case of local lockdown and self-isolation.
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## Annex D: Extend regulations: Ofsted

Her Majesty's Chief Inspector of Education, Children's Services and Skills (Fees and Frequency of Inspection) (Children's Homes etc.) Regulation 2015		
Regulation 27 – Frequency of inspections	<p>Omits the minimum inspection intervals for establishments and agencies by Chief Inspector of Education, Children's Services and Skills</p> <p>The regulation was amended to suspend minimum numbers of inspections of children's social care services and settings. Ofsted still retain their powers to inspect as they see fit under s.31 of the Care Standards Act 2000. These remain unchanged and allow Ofsted to inspect or monitor settings to respond to safeguarding risks.</p>	<p>We propose to extend this amendment until the end of the regulatory year, over which they will be introducing a phased return to their normal practices, to better enable Ofsted to use their resources under existing inspection powers to carry out assurance visits to as many providers as possible, prioritised on a risk-assessed basis. This will enable Ofsted to provide the most assurance, to the sector and the wider public, about the safety and care of children in the remainder of this regulatory year.</p>



## Annex E: Monitoring information

We have spoken to 128 individual local authorities altogether across June and July, of these 87 have used at least one regulation although many have only used them on a limited number of occasions and in a limited number of areas. The table below shows how many local authorities have used which regulation; that has been identified through discussions and through a review of written responses This is based on information provided by local authorities through the Department's regional teams.

Regulation	Regulation number	July*	June**
Adoption Agencies Regulations (England) 2005	Regulation 6 – meetings of adoption panel	11	6
Adoption Agencies Regulations (England) 2005	Regulation 27 – pre-assessment decision	2	2
Adoption Agencies Regulations (England) 2005	Regulation 4 – constituting an adoption panel	1	1
Adoption Agencies Regulations (England) 2005	Regulation 19 – review panel	0	2
Adoption Agencies Regulations (England) 2005	Regulation 30D – review and termination of approval	0	1
Adoption Agencies Regulations (England) 2005	Regulation 17 – referral to adoption panel	0	0
Adoption Agencies Regulations (England) 2005	Regulation 23 – case record of adoption panel	0	0
Adoption Agencies Regulations (England) 2005	Regulation 30 – adoption agency notifying prospective adopter	0	0
Adoption Agencies Regulations (England) 2005	Regulation 26 – Other pre-assessment information	5	4
Adoption Agencies Regulations (England) 2005.	Regulation 30B – Adoption agency decision and notification	3	1
Adoption Agencies Regulations (England) 2005.	Regulation 31– proposed placements	0	0
Adoption Agencies Regulations (England) 2005.	Regulation 33– adoption agency decision in relation to proposed placement	0	0
Adoption Agencies Regulations (England) 2005.	Regulation 36– adoption agency reviews	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 33 – timing of reviews	0	1
Care Planning, Placement and Case Review (England) Regulations 2010	Schedule 4 – Matters considered when assessing the suitability	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 24 – Temporary approval of relative, friend or other person connected with the child.	11	19
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 28 – Frequency of visits	5	7
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 48 - Application of these Regulations with modifications to short breaks	3	4
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 23 – emergency placement with a local authority foster parent	3	1
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 9 – Placement plan	1	2
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 19 – assessment and review of placement with P	1	1
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 47C - Application of these Regulations with modifications to children on remand	1	1
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 2 – connected person.	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 5 –information care plan must include.	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 11 –	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 18 – approval by nominated officer	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 22A–	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 22B	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 25 -	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 36 – role of Independent Reviewing Officer	0	0
Care Planning, Placement and Case Review (England) Regulations 2010	Regulation 42-	0	0

Children Act 2004 (Joint Area Reviews) Regulations 2015	Regulation 4 - requirement for written statement of proposed action following a written report	0	0
Children Private Arrangements for Fostering Regulations 2005	Regulation 8 – Subsequent visits to children who are being fostered privately	2	1
Children Private Arrangements for Fostering Regulations 2005	Regulation 4 – Action to be taken by local authority on receipt of notification of proposal to foster a child privately	1	1
Children Private Arrangements for Fostering Regulations 2005	Regulation 7 – Action to be taken by local authority on receipt of notification about a child being fostered privately	1	0
Children's Homes (England) Regulations 2015	Regulation 22 – Contact and access to communications	10	6
Children's Homes (England) Regulations 2015	Regulation 44 – Independent person: visits and reports	6	9
Children's Homes (England) Regulations 2015	Regulation 8 – The education standard	1	1
Children's Homes (England) Regulations 2015	Regulation 6 – The quality and purpose of care standard	1	0
Education and Inspection Act 2006 (Inspection of Local Authority) Regulations 2007	Regulation 3 – publication of written statement of proposed action	0	0
Fostering Services (England) Regulations 2011	Regulation 23 – Constitution and membership of fostering panel	14	20
Fostering Services (England) Regulations 2011	Schedule 3 – information as to prospective foster parent and other members of their household and family	9	8
Fostering Services (England) Regulations 2011	Regulation 26 – assessment of prospective foster parents	6	3
Fostering Services (England) Regulations 2011	Regulation 28 – reviews and terminations of approval	5	3
Fostering Services (England) Regulations 2011	Regulation 4 - notification of review of statement of purpose	0	0
Fostering Services (England) Regulations 2011	Regulation 6 - appointment of a manager of a fostering services provider	0	0
Fostering Services (England) Regulations 2011	Regulation 9 -notifying of a conviction	0	0
Fostering Services (England) Regulations 2011	Regulation 10 – appointment of local authority manager of fostering service	0	0
Fostering Services (England) Regulations 2011	Regulation 24 – fostering panel	0	0
Fostering Services (England) Regulations 2011	Regulation 25 – function of fostering panel	0	0
Fostering Services (England) Regulations 2011	Regulation 30 – case records	0	0
Fostering Services (England) Regulations 2011	Regulation 42 - Related to application of Regulations with modifications to short breaks	0	0
Fostering Services (England) Regulations 2011	Schedule 7 - notify Chief Inspector of outbreak at the home of a foster parent of an infectious disease serious	0	0
Her Majesty's Chief Inspector of Education, Children's Services and Skills (Fees and Frequency of Inspection) (Children's Homes etc.) Regulation 2015	Regulation 27 – frequency of visits	0	0
Residential Family Centre Regulations 2002	Regulation 25 – Visits by registered provider	14	18
Residential Family Centre Regulations 2002	Regulation 10 – Health and welfare of residents	1	0
Residential Family Centre Regulations 2002	Regulation 20 – Dealing with complaints	0	0
Residential Family Centre Regulations 2002	Regulation 27 – fostering panel approval	0	0
The Children Act 1989 Representations Procedure (England) Regulations 2006	Regulation 18 – Request for Review Panel	1	1
The Children Act 1989 Representations Procedure (England) Regulations 2006	Regulation 20 – Recommendations	0	1
The Children Act 1989 Representations Procedure (England) Regulations 2006	Regulation 19 – appointment of review panel	0	0

\*Data is captured retrospectively on a 3 to 4 weekly basis. The July data reflects regulations used in June.

\*\*Data is captured retrospectively on a 3 to 4 weekly basis. The June data reflects regulations used in May.

## Annex F: Detail of regulations to lapse

The table lists in detail the regulations pre and post the amendments. Please note on the 25 September these regulations will revert to their pre-amendment form.

Regulation	Definition – regulation pre-amendment	Definition post-amendment
<b>Residential Family Centre Regulations 2002</b>		
<b>Regulation 10(1)</b>	<p><b>Regulation 10(1)</b> [relates to securing health and welfare of residents]</p> <p>(1) The registered person shall ensure that the residential family centre is conducted so as to –</p> <p>promote and make proper provision for the health (including physical, mental and emotional health) and welfare of residents;</p> <p>make such provision for the care, treatment, education and supervision of residents as is appropriate to their age and needs</p>	<p><b>Regulation 10(1)</b> [relates to securing health and welfare of residents]</p> <p>(1) The registered person shall use reasonable endeavours to ensure that the residential family centre is conducted so as to –</p> <p>promote and make proper provision for the health (including physical, mental and emotional health) and welfare of residents;</p> <p>make such provision for the care, treatment, education and supervision of residents as is appropriate to their age and needs</p>
<b>Regulation 20(5)</b>	<p><b>Regulation 20(5)</b> [relates to dealing with complaints]</p> <p>(5)The registered person shall, within 28 days after the date on which the complaint is made, or such shorter period as may be reasonable in the circumstances, inform the person who made the complaint of the action (if any) that is to be taken.</p>	<p><b>Regulation 20(5)</b> [relates to dealing with complaints]</p> <p>(5) The registered person shall use reasonable endeavours to, within 28 days after the date on which the complaint is made, or such shorter period as may be reasonable in the circumstances, inform the person who made the complaint of the action (if any) that is to be taken.</p>
<b>Regulation 25(3)</b>	<b>Regulation 25(3)</b>	<b>Regulation 25(3)</b>

	<p>[requirements for visits to premises by the Registered Provider who is not in day to day charge of the residential family centre (25(1)) or where the Registered provider is an organisation or a partnership (25(2))]</p> <p>(3) Visits under paragraph (1) or (2) shall take place at least once a month and may be unannounced.</p>	<p>[requirements for visits to premises by the Registered Provider who is not in day to day charge of the residential family centre (25(1)) or where the Registered provider is an organisation or a partnership (25(2))]</p> <p>(3) Visits under paragraph (1) or (2) shall as far as reasonably practicable, take place at least once a month and may be unannounced.</p>
<b>Regulation 25(4)(b)</b>	<p><b>Regulation 25(4)(b)</b></p> <p>[requirements for visits to premises]</p> <p>(4) The person carrying out the visit shall ...]</p> <p>(b) inspect the premises of the residential family centre and records of any complaints; ...</p>	<p><b>Regulation 25(4)(b)</b></p> <p>[requirements for visits to premises]</p> <p>(4) The person carrying out the visit shall ...]</p> <p>(b) As far as reasonably practicable, inspect the premises of the residential family centre and records of any complaints; ...</p>
<b>Adoption Agencies Regulations 2005</b>		
<b>Regulation 4(1)</b>	<p><b>Regulation 4(1)</b></p> <p>[relates to constituting an adoption panel]</p> <p>(1) The adoption agency must constitute one or more adoption panels, as necessary, to perform the functions of an adoption panel under these Regulations and must appoint the panel members from</p>	<p><b>Regulation 4(1)</b></p> <p>[relates to constituting an adoption panel]</p> <p>(1) The adoption agency may constitute one or more adoption panels, as necessary, to perform the functions of an adoption panel under these Regulations and must appoint the panel members from</p>

	<p>the persons in the central list including—</p> <p>(a) a person to chair the panel, being an independent person, who has the skills and experience necessary for chairing an adoption panel, and</p> <p>(b) one or two persons who may act as chair if the person appointed to chair the panel is absent or that office is vacant (“the vice chairs”).</p>	<p>the persons in the central list including—</p> <p>(a) a person to chair the panel, being an independent person, who has the skills and experience necessary for chairing an adoption panel, and</p> <p>(b) one or two persons who may act as chair if the person appointed to chair the panel is absent or that office is vacant (“the vice chairs”).</p>
<b>Regulation 4(2)</b>	<p><b>Regulation 4(2)</b></p> <p>[relates to constituting an adoption panel]</p> <p>The adoption agency must ensure that an adoption panel has sufficient members, and that individual members have between them the experience and expertise necessary to effectively discharge the functions of the panel.</p>	<p><b>Regulation 4(2)</b></p> <p>[relates to constituting an adoption panel]</p> <p>The adoption agency must ensure [...] that individual members have between them the experience and expertise necessary to effectively discharge the functions of the panel.</p>
<b>Regulation 6(1)(c)</b>	<p><b>Regulation 6(1)(c)</b></p> <p>[Regulation 6(1) No business may be conducted by an adoption panel unless at least the following meet as the panel ...]</p> <p>(c) three, or in the case of an adoption panel established under regulation 4(3) four, other members and where the chair is not present and the vice chair is not an independent person, at</p>	<p><b>Regulation 6(1)(c)</b></p> <p>[Regulation 6(1) No business may be conducted by an adoption panel unless at least the following meet as the panel ...]</p> <p>(c) one other independent person</p>

	least one other panel member must be an independent person.	
<b>Regulation 17(2C)</b>	<p><b>Regulation 17(2C)</b></p> <p>(2C) In a case not falling within paragraph (2) [specified circumstances when the adoption agency may not refer to an adoption panel], the adoption agency must send the information and reports referred to in paragraph (2D) to the adoption panel.</p>	<p><b>Regulation 17(2C)</b></p> <p>(2C) In a case not falling within paragraph (2) [specified circumstances when the adoption agency may not refer to an adoption panel], the adoption agency must decide whether to—</p> <p>(a) require the case to be referred to an adoption panel, or</p> <p>(b) proceed to make a decision under regulation 19 without such a referral,</p> <p>and where the case is to be referred to the adoption panel the adoption agency must send the information and reports referred to in paragraph (2D) to the adoption panel.</p>
<b>Regulation 19(1)</b>	<p><b>Regulation 19(1)</b></p> <p>[relates to the adoption agency decision]</p> <p>(1) In any case falling within regulation 17(2C) [cases that are referred to the panel] the adoption agency must take into account the recommendation of the adoption panel in coming to a decision about whether the child should be placed for adoption.</p>	<p><b>Regulation 19(1)</b></p> <p>[relates to the adoption agency decision]</p> <p>(1) In any case referred to the panel under regulation 17(2C) [cases that may be referred to the panel] the adoption agency must take into account the recommendation of the adoption panel in coming to a decision about whether the child should be placed for adoption.</p>
<b>Regulation 23(1)(e)</b>	<p><b>Regulation 23(1)(e)</b></p> <p>[Regulation 23(1) The adoption agency must set up a case record</p>	<p><b>Regulation 23(1)(e)</b></p> <p>[Regulation 23(1) The adoption agency must set up a case record</p>

	<p>in respect of the prospective adopter (“the prospective adopter's case record”) and place on that case record— ...]</p> <p>(e) the written record of the proceedings of the adoption panel under regulation 30A (and where applicable regulation 30B(8)), its recommendation, the reasons for the recommendation and any advice given by the panel to the agency...</p>	<p>in respect of the prospective adopter (“the prospective adopter's case record”) and place on that case record— ...]</p> <p>(e) where applicable, the written record of the proceedings of the adoption panel under regulation 30A (and where applicable regulation 30B(8)), its recommendation, the reasons for the recommendation and any advice given by the panel to the agency...</p>
<b>Regulation 27(2)</b>	<p><b>Regulation 27(2)</b></p> <p>(2) Subject to paragraph (3), the agency must make its decision under paragraph (1) [on suitability to adopt] within a period of two months from the date on which the adoption agency notified the prospective adopter that they had decided to proceed with the pre-assessment process in accordance with regulation 21</p>	<p><b>Regulation 27(2)</b></p> <p>(2) Subject to paragraph (3), the agency must where reasonably practicable, make its decision under paragraph (1) [on suitability to adopt] within a period of two months from the date on which the adoption agency notified the prospective adopter that they had decided to proceed with the pre-assessment process in accordance with regulation 21.</p>
<b>Regulation 27(2)</b>	<p><b>Regulation 27(2)</b></p> <p>(1) Regulations 28 to 30G [Stage 2 requirements for approval] apply where the prospective adopter notifies the adoption agency that they wish to continue with the assessment process within six months from the date on which the agency notified the prospective adopter that they may be suitable to adopt under regulation 27(4).</p>	<p><b>Regulation 28(1) and (2)</b></p> <p>(1) Regulations 28 to 30G [Stage 2 requirements for approval] apply where the prospective adopter notifies the adoption agency that they wish to continue with the assessment process following notification that they may be suitable to adopt under regulation 27(4).</p> <p>(2) Omitted</p>

	<p>(2) Where the prospective adopter notifies the adoption agency that they wish to continue with the assessment process more than six months from the date on which the agency notified the prospective adopter that they may be suitable to adopt under regulation 27(4), the agency must notify the prospective adopter in writing that the prospective adopter cannot proceed with the assessment process</p>	
<p><b>Regulation 30(5)(a)</b></p>	<p><b>Regulation 30(5)(a)</b></p> <p>[Regulation 30(5) The adoption agency must –]</p> <p>(a) notify the prospective adopter that the prospective adopter's application is to be referred to the adoption panel ...</p>	<p><b>Regulation 30(5)(a)</b></p> <p>[Regulation 30(5) The adoption agency must –]</p> <p>(a) where applicable, notify the prospective adopter that the prospective adopter's application is to be referred to the adoption panel ...</p>
<p><b>Regulation 30(6)</b></p>	<p><b>Regulation 30(6)</b></p> <p>(6) At the end of the 5 working days referred to in paragraph (5)(c) [period for the prospective adopter to send observations to the adoption agency before decision is made] (or, where that timescale is extended by the adoption agency, as soon as possible after the prospective adopter's observations are received) the adoption agency must send—</p> <p>(a) the prospective adopter's report and the prospective adopter's observations;</p>	<p><b>Regulation 30(6)</b></p> <p>(6) At the end of the 5 working days referred to in paragraph (5)(c) [period for the prospective adopter to send observations to the adoption agency before decision is made] (or, where that timescale is extended by the adoption agency, as soon as possible after the prospective adopter's observations are received) the adoption agency must decide whether or not to refer the case to an adoption panel or proceed to make a decision under regulation 30B without such a referral and, if the case is being referred to an</p>



	<p>(b) the written reports and references referred to in regulation 26(b) to (e) but in the case of reports obtained in accordance with regulation 26(b), only if the agency's medical adviser advises it to do so; and</p> <p>(c) any other relevant information obtained by the agency,</p> <p>to the adoption panel.</p>	<p>adoption panel, the adoption agency must send—</p> <p>(a) the prospective adopter's report and the prospective adopter's observations;</p> <p>(b) the written reports and references referred to in regulation 26(b) to (e) but in the case of reports obtained in accordance with regulation 26(b), only if the agency's medical adviser advises it to do so; and</p> <p>(c) any other relevant information obtained by the agency,</p> <p>to the adoption panel.</p>
<b>Regulation 30B(9)(b)</b>	<p><b>Regulation 30B(9)(b)</b></p> <p>(b) if the prospective adopter has applied to the Secretary of State for a review by an independent review panel of the qualifying determination, the agency must make the decision only after taking into account the recommendation of the independent review panel and the recommendation of the adoption panel made under regulation 30A.</p>	<p><b>Regulation 30B(9)(b)</b></p> <p>(b) if the prospective adopter has applied to the Secretary of State for a review by an independent review panel of the qualifying determination, the agency must make the decision only after taking into account the recommendation of the independent review panel and any recommendation of the adoption panel made under regulation 30A.</p>
<b>Regulation 30D</b>	<p><b>Regulation 30D</b></p> <p>[provision related to review and termination of approval]</p> <p>[30D(4) – If, at the conclusion of the review, the adoption agency considers that the prospective adopter may no longer be suitable to adopt a child, it must— ...]</p>	<p><b>Regulation 30D</b></p> <p>[provision related to review and termination of approval]</p> <p>[30D(4) – If, at the conclusion of the review, the adoption agency considers that the prospective adopter may no longer be suitable to adopt a child, it must— ...]</p>

	<p>(b) notify the prospective adopter that the case is to be referred to the adoption panel ...</p> <p>(5) At the end of the period of 10 working days referred to in paragraph (4)(c) [period for prospective adopted to make observations on report] (or earlier if the prospective adopter's comments are received before that period has expired), the adoption agency must send the prospective adopter's review report together with the prospective adopter's observations to the adoption panel.</p>	<p>(b) decide whether or not to refer the case to the adoption panel and, where applicable, notify the prospective adopter that the case is to be referred to the adoption panel ...</p> <p>(5) At the end of the period of 10 working days referred to in paragraph (4)(c) [period for prospective adopted to make observations on report] (or earlier if the prospective adopter's comments are received before that period has expired), the adoption agency must where applicable, send the prospective adopter's review report together with the prospective adopter's observations to the adoption panel.</p>
<p><b>Regulation 30E(b) and (c)</b></p>	<p><b>Regulation 30E(b) and (c)</b></p> <p>[relates to intercountry adoption cases]</p> <p>[Regulation 30E Where the adoption agency decides in a section 83 case [intercountry adoption] to approve a prospective adopter as suitable to adopt a child, the agency must send the Secretary of State—]</p> <p>(b) all the documents and information which were passed to the adoption panel in accordance with regulation 30;</p> <p>(c) the record of the proceedings of the adoption panel, its</p>	<p><b>Regulation 30E(b) and (c)</b></p> <p>[relates to intercountry adoption cases]</p> <p>[Regulation 30E Where the adoption agency decides in a section 83 case [intercountry adoption] to approve a prospective adopter as suitable to adopt a child, the agency must send the Secretary of State—]</p> <p>(b) where applicable, all the documents and information which were passed to the adoption panel in accordance with regulation 30;</p> <p>(c) where applicable, the record of the proceedings of the adoption panel, its recommendation and</p>

	recommendation and the reasons for its recommendation...	the reasons for its recommendation...
<b>Regulation 31(3)</b>	<p><b>Regulation 31(3)</b></p> <p>[relates to the proposed placement]</p> <p>(3) Where the adoption agency remains of the view that the proposed placement should proceed, it must notify the prospective adopter that the proposed placement is to be referred to the adoption panel and give him a copy of the adoption placement report, inviting him to send any observations in writing to the agency within 10 working days, beginning with the date on which the notification is sent.</p>	<p><b>Regulation 31(3)</b></p> <p>[relates to the proposed placement]</p> <p>(3) Where the adoption agency remains of the view that the proposed placement should proceed, it must notify the prospective adopter whether the proposed placement is to be referred to the adoption panel and give him a copy of the adoption placement report, inviting him to send any observations in writing to the agency within 10 working days, beginning with the date on which the notification is sent.</p>
<b>Regulation 31(4)</b>	<p><b>Regulation 31(4)</b></p> <p>[relates to the proposed placement]</p> <p>(4) At the end of the period of 10 working days referred to in paragraph (3) [period for prospective adopter to provide observations on adoption placement report] (or earlier if observations are received before the 10 working days has expired) the adoption agency must send–</p> <p>(a) the adoption placement report;</p> <p>(b) the child's permanence report; and</p> <p>(c) the prospective adopter's report and his observations,</p>	<p><b>Regulation 31(4)</b></p> <p>[relates to the proposed placement]</p> <p>(4) At the end of the period of 10 working days referred to in paragraph (3) [period for prospective adopter to provide observations on adoption placement report] (or earlier if observations are received before the 10 working days has expired) the adoption agency must decide whether or not to refer the case to an adoption panel or to proceed to make a decision under regulation 33 without such a referral and, where the case is being referred to an adoption panel, the adoption agency must send–</p>

	to the adoption panel.	(a) the adoption placement report;  (b) the child's permanence report; and  (c) the prospective adopter's report and his observations,  to the adoption panel.
<b>Regulation 33(1)</b>	<b>Regulation 33(1)</b>  [relates to the adoption agency decision in relation to proposed placement]  (1) The adoption agency must take into account the recommendation of the adoption panel in coming to a decision about whether the child should be placed for adoption with the particular prospective adopter.	<b>Regulation 33(1)</b>  [relates to the adoption agency decision in relation to proposed placement]  (1) The adoption agency must take into account any recommendation of the adoption panel in coming to a decision about whether the child should be placed for adoption with the particular prospective adopter.
	<b>Regulation 36</b> [relates to reviews]  [(A1) New provision added]	<b>Regulation 36</b> [relates to reviews]  Inserted at the beginning of regulation 36:  (A1) Subject to paragraph (B1) an adoption agency does not have to carry out a review required by this regulation where the adoption agency decide that it is not reasonably practicable to carry out the review of the child's case.  (B1) Paragraph (A1) does not apply where the adoption agency is satisfied that a review is necessary to safeguard and promote the welfare of the child.
<b>Children (Private Arrangements for Fostering) Regulations 2005</b>		

<p><b>Regulation 4(1)</b></p>	<p><b>Regulation 4(1)</b></p> <p>[relates to action to be taken by local authority on notification of private fostering proposal]</p> <p>(1) Where a local authority have received notification under regulation 3 they must, for the purposes of discharging their duty under section 67(1) of the Act (welfare of privately fostered children), arrange for an officer of the authority within seven working days, to—</p> <p>(a) visit the premises where it is proposed that the child will be cared for and accommodated;</p> <p>(b) visit and speak to the proposed private foster carer and to all members of his household;</p> <p>(c) visit and speak to the child, alone unless the officer considers it inappropriate;</p> <p>(d) speak to and, if it is practicable to do so, visit every parent of or person with parental responsibility for the child; and</p> <p>(e) establish such matters listed in Schedule 2 as appear to the officer to be relevant.</p>	<p><b>Regulation 4(1)</b></p> <p>[relates to action to be taken by local authority on notification of private fostering proposal]</p> <p>(1) Where a local authority have received notification under regulation 3 they must, for the purposes of discharging their duty under section 67(1) of the Act (welfare of privately fostered children), arrange for an officer of the authority within seven working days, or as soon as is reasonably practicable, to—</p> <p>(a) visit the premises where it is proposed that the child will be cared for and accommodated;</p> <p>(b) visit and speak to the proposed private foster carer and to all members of his household;</p> <p>(c) visit and speak to the child, alone unless the officer considers it inappropriate;</p> <p>(d) speak to and, if it is practicable to do so, visit every parent of or person with parental responsibility for the child; and</p> <p>(e) establish such matters listed in Schedule 2 as appear to the officer to be relevant.</p>
<p><b>Regulation 7(1)</b></p>	<p><b>Regulation 7(1)</b></p> <p>[relates to action to be taken by local authority on notification of a child being privately fostered]</p>	<p><b>Regulation 7(1)</b></p> <p>[relates to action to be taken by local authority on notification of a child being privately fostered]</p>

	<p>(1) Where a local authority have received a notification under regulation 5 or 6 they must for the purposes of discharging their functions under section 67(1) of the [Children] Act [1989], arrange for an officer of the authority within seven working days to —</p> <p>(a) visit the premises where the child is being cared for and accommodated;</p> <p>(b) visit and speak to the private foster carer and to all members of his household;</p> <p>(c) visit and speak to the child, alone unless the officer considers it inappropriate;</p> <p>(d) speak to and, if it is practicable to do so, visit every parent of or person with parental responsibility for the child; and</p> <p>(e) establish such matters listed in Schedule 3 as appear to the officer to be relevant.</p>	<p>(1) Where a local authority have received a notification under regulation 5 or 6 they must for the purposes of discharging their functions under section 67(1) of the [Children] Act [1989], arrange for an officer of the authority within seven working days, or as soon as is reasonably practicable, to —</p> <p>(a) visit the premises where the child is being cared for and accommodated;</p> <p>(b) visit and speak to the private foster carer and to all members of his household;</p> <p>(c) visit and speak to the child, alone unless the officer considers it inappropriate;</p> <p>(d) speak to and, if it is practicable to do so, visit every parent of or person with parental responsibility for the child; and</p> <p>(e) establish such matters listed in Schedule 3 as appear to the officer to be relevant.</p>
<p><b>Regulation 8(1)(a) and (b)</b></p>	<p><b>Regulation 8(1)(a) and (b)</b></p> <p>[Regulation 8(1) Each local authority must arrange for an officer of the authority to visit every child who is being fostered privately in their area—]</p> <p>(a) in the first year of the private fostering arrangement at intervals of not more than six weeks; ...</p>	<p><b>Regulation 8(1)(a) and (b)</b></p> <p>[Regulation 8(1) Each local authority must arrange for an officer of the authority to visit every child who is being fostered privately in their area—]</p> <p>(a) in the first year of the private fostering arrangement where reasonably practicable, at intervals of not more than six weeks; ...</p>

	(b) in any second or subsequent year at intervals of not more than 12 weeks.	(b) in any second or subsequent year, where reasonably practicable, at intervals of not more than 12 weeks.
<b>Children Act 1989 Representations Procedure (England) Regulations 2006</b>		
<b>Regulation 18(2)</b>	<p><b>Regulation 18(2)</b></p> <p>[relates to request for a review panel]</p> <p>(2) A request under paragraph (1) [where complainant dissatisfied with investigation of complaint] must be made within 20 working days of the date on which the complainant received the notice of the local authority's response, and must set out the reasons for the complainant's dissatisfaction with the outcome of the investigations.</p>	<p><b>Regulation 18(2)</b></p> <p>[relates to request for a review panel]</p> <p>(2) A request under paragraph (1) [where complainant dissatisfied with investigation of complaint] must be made within 20 working days of the date on which the complainant received the notice of the local authority's response, or as soon as is reasonably practicable, and must set out the reasons for the complainant's dissatisfaction with the outcome of the investigations.</p>
<b>Regulation 19(4)</b>	<p><b>Regulation 19(4)</b></p> <p>[relates to appointment of review panel]</p> <p>(4) The panel shall meet within 30 working days of the local authority receiving a request in accordance with regulation 18.</p>	<p><b>Regulation 19(4)</b></p> <p>[relates to appointment of review panel]</p> <p>(4) The panel shall meet within 30 working days of the local authority receiving a request in accordance with regulation 18, or as soon as is reasonably practicable.</p>
<b>Regulation 20(2) and (3)</b>	<p><b>Regulation 20(2) and (3)</b></p> <p>[relates to recommendations of the review panel]</p> <p>(2) Within 5 working days of the meeting the panel must send its report to—</p>	<p><b>Regulation 20(2) and (3)</b></p> <p>[relates to recommendations of the review panel]</p> <p>(2) Within 5 working days of the meeting, or as soon as is reasonably practicable, the panel must send its report to—</p>

	<p>(a) the local authority;</p> <p>(b) the complainant and, where one has been appointed, his advocate;</p> <p>(c) the independent person appointed under regulation 17(2); and</p> <p>(d) any other person whom the panel consider has sufficient interest in the case to warrant their receiving such a notice.</p> <p>(3) Within 15 working days of receiving the panel's recommendations the local authority must, together with the independent person appointed under regulation 17(2), consider the recommendations and determine—</p> <p>(a) how the authority will respond to them; and</p> <p>(b) what they propose to do in the light of them,</p> <p>and send to the complainant its response and proposals, along with information about making a complaint to a Local Commissioner.</p>	<p>(a) the local authority;</p> <p>(b) the complainant and, where one has been appointed, his advocate;</p> <p>(c) the independent person appointed under regulation 17(2); and</p> <p>(d) any other person whom the panel consider has sufficient interest in the case to warrant their receiving such a notice.</p> <p>(3) Within 15 working days of receiving the panel's recommendations, or as soon as is reasonably practicable, the local authority must, together with the independent person appointed under regulation 17(2), consider the recommendations and determine—</p> <p>(a) how the authority will respond to them; and</p> <p>(b) what they propose to do in the light of them,</p> <p>and send to the complainant its response and proposals, along with information about making a complaint to a Local Commissioner.</p>
<b>Education and Inspection Act 2006 (Inspection of Local Authority) Regulations 2007</b>		
<b>Regulation 3</b>	<b>Regulation 3</b> [relates to publication of written statement of proposed action]	<b>Regulation 3</b> [relates to publication of written statement of proposed action]



	<p>A local authority in England which has received a copy of a report under section 137 of the [Education and Inspections] Act [2006] must, within 70 working days of receiving that report publish a written statement of action which they propose to take in the light of the report (a “written statement”) by—</p> <p>(a) sending a copy of the written statement to—</p> <p>(i) the Chief Inspector, and</p> <p>(ii) the Secretary of State;</p> <p>(b) sending a copy of the written statement to the persons or bodies to whom a copy of the report of the inspection was sent by virtue of regulation 2(a);</p> <p>(c) making a copy of the written statement available for inspection free of charge at the offices of the authority; and</p> <p>(d) supplying a copy of the written statement to a member of the public on demand on payment of a reasonable fee.</p>	<p>A local authority in England which has received a copy of a report under section 137 of the [Education and Inspections] Act [2006] must, within 70 working days of receiving that report, or as soon as is reasonably practicable, publish a written statement of action which they propose to take in the light of the report (a “written statement”) by—</p> <p>(a) sending a copy of the written statement to—</p> <p>(i) the Chief Inspector, and</p> <p>(ii) the Secretary of State;</p> <p>(b) sending a copy of the written statement to the persons or bodies to whom a copy of the report of the inspection was sent by virtue of regulation 2(a);</p> <p>(c) making a copy of the written statement available for inspection free of charge at the offices of the authority; and</p> <p>(d) supplying a copy of the written statement to a member of the public on demand on payment of a reasonable fee.</p>
<b>Care planning, Placement and Case Review (England) Regulations 2010</b>		
<b>Regulation 2</b>	<b>Regulation 2</b> “Connected person” has the meaning given by regulation 24	<b>Regulation 2</b> Definition is omitted
<b>Regulation 5(1)(c)</b>	<b>Regulation 5(1)(c)</b>	<b>Regulation 5(1)(c)</b>

	<p>[Regulation 5(1) The care plan must include a record of the following information— ...]</p> <p>(c) except in a case where C is in the care of the responsible authority but is not provided with accommodation by them by any of the means specified in section 22C, the placement plan</p>	<p>[Regulation 5(1) The care plan must include a record of the following information— ...]</p> <p>(c) except in a case where C is in the care of the responsible authority but is not provided with accommodation by them by any of the means specified in section 22C, the placement plan once prepared</p>
<b>Regulation 5(1)(e)</b>	<p><b>Regulation 5(1)(e)</b></p> <p>[Regulation 5(1) The care plan must include a record of the following information— ...]</p> <p>(e) details of the wishes and feelings of the persons listed in section 22(4) about the arrangements referred to in subparagraph (b) and the placement plan, that have been ascertained and considered in accordance with section 22(4) and (5) and the wishes and feelings of those persons in relation to any change, or proposed change, to the care plan.</p>	<p><b>Regulation 5(1)(e)</b></p> <p>[Regulation 5(1) The care plan must include a record of the following information— ...]</p> <p>(e) details of the wishes and feelings of the persons listed in section 22(4) about the arrangements referred to in subparagraph (b) and the placement plan, once this has been prepared, that have been ascertained and considered in accordance with section 22(4) and (5) and the wishes and feelings of those persons in relation to any change, or proposed change, to the care plan.</p>
<b>Regulation 9(2)</b>	<p><b>Regulation 9(2)</b></p> <p>If it is not reasonably practicable to prepare the placement plan before making the placement, the placement plan must be prepared within 5 working days the start of the placement</p>	<p><b>Regulation 9(2)</b></p> <p>If it is not reasonably practicable to prepare the placement plan before making the placement, the placement plan must be prepared as soon as is reasonably practicable after the start of the placement.</p>
<b>Regulation 11(4)(a)</b>	<p><b>Regulation 11(4)(a)</b></p>	<p><b>Regulation 11(4)(a)</b></p>

	<p>[Regulation 11(4) Paragraphs (1) and (2) do not apply to a decision to place C outside the area of the responsible authority with—]</p> <p>(a) F who is a connected person ...</p>	<p>[Regulation 11(4) Paragraphs (1) and (2) do not apply to a decision to place C outside the area of the responsible authority with—]</p> <p>(a) F who is a person with whom placement was made under regulation 24 ...</p>
<b>Regulation 18(1)</b>	<p><b>Regulation 18(1)</b></p> <p>The decision to place C with P must not be put into effect until it has been approved by a nominated officer and the responsible authority has prepared a placement plan for C.</p>	<p><b>Regulation 18(1)</b></p> <p>The decision to place C with P must not be put into effect until it has been approved by a nominated officer [...].</p>
<b>Regulation 19(b)</b>	<p><b>Regulation 19(b)</b></p> <p>[Regulation 19</p> <p>Where the nominated officer considers it to be necessary and consistent with C's [the child's] welfare, the responsible authority may place C with P [a parent or other person with parental responsibility for the child or named in a child arrangements order as a person with whom the child was to live] before their assessment under regulation 17 ("the assessment") is completed provided that they – ...]</p> <p>(b) ensure that the assessment and the review of C's case are completed in accordance with regulation 17 within 10 working days of C being placed with P...</p>	<p><b>Regulation 19(b)</b></p> <p>[Regulation 19</p> <p>Where the nominated officer considers it to be necessary and consistent with C's [the child's] welfare, the responsible authority may place C with P [a parent or other person with parental responsibility for the child or named in a child arrangements order as a person with whom the child was to live] before their assessment under regulation 17 ("the assessment") is completed provided that they – ...]</p> <p>(b) ensure that the assessment and the review of C's case are completed in accordance with regulation 17 as soon as is reasonably practicable after C being placed with P ...</p>

<p><b>Regulation 22A(2) and (3)</b></p>	<p><b>Regulation 22A(2) and (3)</b></p> <p>[(1) This regulation applies where the responsible authority decides to place C [the child] in accordance with</p> <p>section 22C of the 1989 Act with a local authority foster parent who is also an approved prospective adopter following consideration in accordance with section 22C(9B)(c) of the 1989 Act.]</p> <p>(2) The decision to place C must not be put into effect until it has been approved by a nominated officer, and the responsible authority have prepared a placement plan for C.</p> <p>(3) Before approving a decision under paragraph (2) the nominated officer must -</p> <p>(a) be satisfied that the placement is the most appropriate placement available for C and will safeguard and promote C's welfare;</p> <p>(b) be satisfied that the requirements of regulation 9(1)(b) have been complied with; and</p> <p>(c) if their whereabouts are known to the responsible authority, notify the parent or guardian of C of the proposed placement.</p>	<p><b>Regulation 22A(2) and (3)</b></p> <p>[(1) This regulation applies where the responsible authority decides to place C [the child] in accordance with</p> <p>section 22C of the 1989 Act with a local authority foster parent who is also an approved prospective adopter following consideration in accordance with section 22C(9B)(c) of the 1989 Act.]</p> <p>(2) Omitted</p> <p>(3) Before making a placement under paragraph (1), the responsible authority must—</p> <p>(a) be satisfied that the placement is the most appropriate placement available for C and will safeguard and promote C's welfare;</p> <p>(b) be satisfied that the requirements of regulation 9(1)(b) have been complied with; and</p> <p>(c) if their whereabouts are known to the responsible authority, notify the parent or guardian of C of the proposed placement.</p>
<p><b>Regulation 22B(2)(a)</b></p>	<p><b>Regulation 22B(2)(a)</b></p> <p>[(1) This regulation applies where the responsible authority propose to place C [the child] with F [the</p>	<p><b>Regulation 22B(2)(a)</b></p> <p>[(1) This regulation applies where the responsible authority propose to place C [the child] with F [the</p>

	<p>foster carer] in a long term foster placement]</p> <p>[(2) Regulation 22B(2) The responsible authority may only place C with F if -]</p> <p>(a) The responsible authority have prepared a placement plan for C,</p> <p>(b) the requirements of regulation 9(1)(b)(i) have been complied with,</p> <p>(c) the placement will safeguard and promote C's welfare,</p> <p>(d) the IRO has been consulted,</p> <p>(e) C's relatives have been consulted, where appropriate, and</p> <p>(f) F intends to act as C's foster parent until C ceases to be looked after.</p>	<p>foster carer] in a long term foster placement.]</p> <p>[(2) Regulation 22B(2) The responsible authority may only place C with F if -]</p> <p>(a) omitted</p> <p>(b) the requirements of regulation 9(1)(b)(i) have been complied with,</p> <p>(c) the placement will safeguard and promote C's welfare,</p> <p>(d) the IRO has been consulted,</p> <p>(e) C's relatives have been consulted, where appropriate, and</p> <p>(f) F intends to act as C's foster parent until C ceases to be looked after.</p>
<p><b>Regulation 23</b></p>	<p><b>Regulation 23</b></p> <p>(1) Where it is necessary to place C [the child] in an emergency, the responsible authority may place C with any local authority foster parent who has been approved in accordance with the Fostering Services Regulations, even if the terms of that approval are not consistent with the placement, provided that the placement is for no longer than six working days.</p> <p>(2) When the period of six working days referred to in paragraph (1) expires, the responsible authority must terminate the placement unless the terms of that person's</p>	<p><b>Regulation 23</b></p> <p>(1) Where it is necessary to place C [the child] in an emergency, the responsible authority may place C with any local authority foster parent who has been approved in accordance with the Fostering Services Regulations, even if the terms of that approval are not consistent with the placement, provided that the placement is for no longer than twenty four weeks.</p> <p>(2) When the period of twenty four weeks referred to in paragraph (1) expires, the responsible authority must terminate the placement unless the terms of that person's</p>

	approval have been amended to be consistent with the placement.	approval have been amended to be consistent with the placement.
<b>Regulation 24</b>	<p><b>Regulation 24</b></p> <p><b>Temporary approval of relative, friend or other person connected with C [the child]</b></p> <p>(1) Where the responsible authority is satisfied that—</p> <p>(a) the most appropriate placement for C is with a connected person, notwithstanding that the connected person is not approved as a local authority foster parent, and</p> <p>(b) it is necessary for C to be placed with the connected person before the connected person's suitability to be a local authority foster parent has been assessed in accordance with the Fostering Services Regulations,</p> <p>they may approve that person as a local authority foster parent for a temporary period not exceeding 16 weeks (“temporary approval”) provided that they first comply with the requirements of paragraph (2)</p> <p>(2) Before making a placement under paragraph (1), the responsible authority must—</p>	<p><b>Regulation 24</b></p> <p><b>Temporary approval</b></p> <p>(1) Where the responsible authority is satisfied that the most appropriate placement for C [the child] is with a person who has not yet been approved as a local authority foster parent they may approve that person as a local authority foster parent for a temporary period not exceeding 24 weeks (“temporary approval”) provided that they first comply with the requirements of paragraph (2).</p> <p>(2) Before making a placement under paragraph (1), the responsible authority must—</p> <p>(a) assess the suitability of the [...] person to care for C, including the suitability of—</p> <p>(i) the proposed accommodation, and</p> <p>(ii) all other persons aged 18 and over who are members of the household in which it is proposed that C will live,</p> <p>taking into account all the matters set out in Schedule 4 ,</p> <p>(b) consider whether, in all the circumstances and taking into account the services to be provided by the responsible</p>

	<p>(a) assess the suitability of the connected person to care for C, including the suitability of—</p> <p>(i) the proposed accommodation, and</p> <p>(ii) all other persons aged 18 and over who are members of the household in which it is proposed that C will live,</p> <p>taking into account all the matters set out in Schedule 4,</p> <p>(b) consider whether, in all the circumstances and taking into account the services to be provided by the responsible authority, the proposed arrangements will safeguard and promote C's welfare and meet C's needs set out in the care plan, and</p> <p>(c) make immediate arrangements for the suitability of the connected person to be a local authority foster parent to be assessed in accordance with the Fostering Services Regulations (“the full assessment process”) before the temporary approval expires.</p> <p>(3) In this regulation “connected person” means a relative, friend or other person connected with C</p>	<p>authority, the proposed arrangements will safeguard and promote C's welfare and meet C's needs set out in the care plan, and</p> <p>(c) make immediate arrangements for the suitability of the [...]person to be a local authority foster parent to be assessed in accordance with the Fostering Services Regulations (“the full assessment process”) before the temporary approval expires.</p> <p>(3) Omitted</p>
<p><b>Regulation 25</b></p>	<p><b>Regulation 25</b></p> <p>(1) Subject to paragraph (4), the responsible authority may extend</p>	<p><b>Regulation 25</b></p> <p>(1) Subject to paragraph (4), the responsible authority may extend</p>

	<p>the temporary approval of a connected person if—</p> <p>(a) it is likely to expire before the full assessment process is completed, or</p> <p>(b) the connected person, having undergone the full assessment process, is not approved and seeks a review of the decision in accordance with Regulations made under paragraph 12F(1)(b) of Schedule 2 to the 1989 Act.</p> <p>(2) In a case falling within paragraph (1)(a), the responsible authority may extend the temporary approval once for a further period of up to eight weeks.</p> <p>(3) In a case falling within paragraph (1)(b), the responsible authority may extend the temporary approval until the outcome of the review is known.</p> <p>(4) Before deciding whether to extend the temporary approval in the circumstances set out in paragraph (1), the responsible authority must first—</p> <p>(a) consider whether placement with the connected person is still the most appropriate placement available,</p> <p>(b) seek the views of the fostering panel established by the fostering service provider in accordance with the Fostering Services Regulations, and</p>	<p>the temporary approval of a [...] person if—</p> <p>(a) it is likely to expire before the full assessment process is completed, or</p> <p>(b) the [...] person, having undergone the full assessment process, is not approved and seeks a review of the decision in accordance with Regulations made under paragraph 12F(1)(b) of Schedule 2 to the 1989 Act.</p> <p>(2) In a case falling within paragraph (1)(a), the responsible authority may extend the temporary approval once for a further period of up to eight weeks.</p> <p>(3) In a case falling within paragraph (1)(b), the responsible authority may extend the temporary approval until the outcome of the review is known.</p> <p>(4) Before deciding whether to extend the temporary approval in the circumstances set out in paragraph (1), the responsible authority must first—</p> <p>(a) consider whether placement with the [...] person is still the most appropriate placement available,</p> <p>(b) seek the views of the fostering panel established by the fostering service provider in accordance with the Fostering Services Regulations, and</p>
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	<p>(c) inform the IRO.</p> <p>(5) A decision to extend temporary approval must be approved by a nominated officer.</p> <p>(6) If the period of temporary approval and of any extension to that period expires and the connected person has not been approved as a local authority foster parent in accordance with the Fostering Services Regulations , the responsible authority must terminate the placement after first making other arrangements for C's accommodation.</p>	<p>(c) inform the IRO.</p> <p>(5) A decision to extend temporary approval must be approved by a nominated officer.</p> <p>(6) If the period of temporary approval and of any extension to that period expires and the [...] person has not been approved as a local authority foster parent in accordance with the Fostering Services Regulations, the responsible authority must terminate the placement after first making other arrangements for C's accommodation.</p>
<b>Regulation 28 (1B)</b>	<p><b>Regulation 28 (1B)</b></p> <p>[28(1) As part of their arrangements for supervising C's [the child's] welfare, the responsible authority must ensure that their representative ("R") visits C in accordance with this regulation, wherever C is living.]</p> <p>[New provisions added after para (1)]</p>	<p><b>Regulation 28(1B)</b></p> <p>[28(1) As part of their arrangements for supervising C's [the child's] welfare, the responsible authority must ensure that their representative ("R") visits C in accordance with this regulation, wherever C is living.]</p> <p>(1B) Where R is unable to visit C within the timescales set out in this regulation the responsible authority must ensure that R visits C as soon as is reasonably practicable thereafter.</p>
<b>Regulation 33(2)</b>	<p><b>Regulation 33(2)</b></p> <p>[33(1) The responsible authority must first review C's case within 20 working days of the date on which C becomes looked after.]</p>	<p><b>Regulation 33(2)</b></p> <p>[33(1) The responsible authority must first review C's case within 20 working days of the date on which C becomes looked after.]</p>

	(2) The second review must be carried out not more than three months after the first, and subsequent reviews must be carried out at intervals of not more than six months.	(2) The second review must be carried out not more than three months after the first, and subsequent reviews must be carried out where reasonably practicable thereafter.
<b>Regulation 36(2)</b>	<p><b>Regulation 36(2)</b></p> <p>[Relates to the role of the Independent Reviewing Officer (IRO) as regards review meetings]</p> <p>(2) The IRO may, if not satisfied that sufficient information has been provided by the responsible authority to enable proper consideration of any of the matters in Schedule 7, adjourn the review meeting once for not more than 20 working days, and no proposal considered in the course of the review may be implemented until the review has been completed.</p>	<p><b>Regulation 36(2)</b></p> <p>[Relates to the role of the Independent Reviewing Officer (IRO) as regards review meetings]</p> <p>(2) The IRO may adjourn the review meeting for not more than 20 working days, and no proposal considered in the course of the meeting may be implemented until the review has been completed</p>
<b>Regulation 42(2)(c)</b>	<p><b>Regulation 42(2)(c)</b></p> <p>[42(2) In carrying out their assessment of C's [the child's] likely needs when C ceases to be looked after, the responsible authority must take account of the following considerations—]</p> <p>(c) The support that will be available to C from C's parents and other connected persons</p>	<p><b>Regulation 42(2)(c)</b></p> <p>[42(2) In carrying out their assessment of C's [the child's] likely needs when C ceases to be looked after, the responsible authority must take account of the following considerations—]</p> <p>(c) the support that will be available to C from C's parents [...]</p>
<b>Regulation 47C(3)</b>	<p><b>Regulation 47C(3)</b></p> <p>(3) Where C [the child] is remanded to local authority accommodation, regulation 9(1) [requirements in relation to</p>	<p><b>Regulation 47C(3)</b></p> <p>(3) Where C [the child] is remanded to local authority accommodation, regulation 9(1) [requirements in relation to</p>

	placement plans] applies with the modification that the placement plan must be prepared within five working days of C being so remanded	placement plans] applies with the modification that the placement plan must be prepared as soon as is reasonably practicable from C being so remanded
<b>Regulation 48</b>	<p><b>Regulation 48</b></p> <p>[Relates to the application of the Regulations with modifications to short breaks]</p> <p>[48(1) In the circumstances set out in paragraph (2) these Regulations apply with the modifications set out in paragraph (3).</p> <p>(2) The circumstances are that— ...]</p> <p>(c) the arrangement is such that—</p> <p>(i) no single placement is intended to last for longer than 17 days,</p> <p>(ii) at the end of each such placement, C returns to the care of C's parent or a person who is not C's parent but who has parental responsibility for C, and</p> <p>(iii) the short breaks do not exceed 75 days in total in any period of 12 months.</p> <p>...</p>	<p><b>Regulation 48</b></p> <p>[Relates to the application of the Regulations with modifications to short breaks]</p> <p>[48(1) In the circumstances set out in paragraph (2) these Regulations apply with the modifications set out in paragraph (3).</p> <p>(2) The circumstances are that— ...]</p> <p>(c) the arrangement is such that—</p> <p>(i) at the end of each placement, C returns to the care of C's parent or a person who is not C's parent but who has parental responsibility for C, and</p> <p>(ii) the short breaks do not exceed 75 days in total in any period of 12 months.</p> <p>...</p>

	<p>[(3) The modifications are that – ...]</p> <p>(c) regulation 28(2) [frequency of visits] does not apply, but instead the responsible authority must ensure that R visits C on days when C is in fact placed, at regular intervals to be agreed with the IRO and C's parents (or any person who is not C's parent but who has parental responsibility for C) and recorded in the care plan before the start of the first placement, and in any event—</p> <p>(i) the first visit must take place within three months of the start of the first placement, or as soon as practicable thereafter, and</p> <p>(ii) subsequent visits must take place at intervals of not more than six months, for as long as the short breaks continue,</p> <p>(d) regulation 33 [timings of reviews] does not apply, but instead—</p> <p>(i) the responsible authority must first review C's case within three months of the start of the first placement, and</p> <p>(ii) the second and subsequent reviews must be carried out at intervals of not more than six months.</p>	<p>[(3) The modifications are that – ...]</p> <p>(c) regulation 28(2) [frequency of visits] does not apply, but instead the responsible authority must ensure that R visits C at regular intervals during any short break to be agreed with the IRO and C's parents (or any person who is not C's parent but has parental responsibility for C),</p> <p>(d) regulation 33 [timings of reviews] does not apply, but instead the responsible authority must first review C's case as soon as is reasonably practicable from the start of the first placement, and subsequent reviews must be carried out at regular intervals during any short break,</p>
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<p><b>Schedule 4</b></p>	<p><b>Schedule 4</b></p> <p><b>Matters to be taken into account when assessing the suitability of a connected person to care for C</b></p> <p>Para 1 [opening words]</p> <p>In respect of the connected person</p> <p>[Followed by the list of matters to be taken into account]</p> <p>Para 1(d)(i)</p> <p>[(d) their family relationships and the composition of their household, including particulars of—]</p> <p>(i) the identity of all other members of the household, including their age and the nature of their relationship with the connected person and with each other, including any sexual relationship</p> <p>(v) any current or previous domestic violence between members of the household, including the connected person,</p> <p>Para 1(e)(v)</p> <p>[(e) their family history, including – ]</p> <p>(v) particulars of other relatives and their relationships with C and the connected person</p> <p>Para 1(h)</p>	<p><b>Schedule 4</b></p> <p><b>Matters to be taken into account when assessing the suitability of any person to care for C</b></p> <p>Para 1 [opening words]</p> <p>In respect of the [...] person</p> <p>[Followed by the list of matters to be taken into account]</p> <p>Para 1(d)(i)</p> <p>[(d) their family relationships and the composition of their household, including particulars of—]</p> <p>(i) the identity of all other members of the household, including their age and the nature of their relationship with the [...] person and with each other, including any sexual relationship</p> <p>(v) any current or previous domestic violence between members of the household, including the [...] person</p> <p>Para 1(e)(v)</p> <p>[(e) their family history, including— ]</p> <p>(v) particulars of relatives and any relationships with C and the person,</p> <p>Para 1(h)</p> <p>(h) the nature of the neighbourhood in which their home is situated and resources</p>
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	(h) the nature of the neighbourhood in which their home is situated and resources available in the community to support C and the connected person.	available in the community to support C and the [...] person.
<b>Fostering Services (England) Regulations 2011</b>		
<b>Regulation 4(b)</b>	<p><b>Regulation 4(b)</b></p> <p>[Relates to the notification of review of statement of purpose</p> <p>Regulation 4 the fostering Service Provider must -]</p> <p>(b) notify the Chief Inspector of any such revision within 28 days ...</p>	<p><b>Regulation 4(b)</b></p> <p>[Relates to the notification of review of statement of purpose</p> <p>Regulation 4 the fostering Service Provider must -]</p> <p>(b) notify the Chief Inspector of any such revision as soon as is reasonably practicable ...</p>
<b>Regulation 6(3)</b>	<p><b>Regulation 6(3)</b></p> <p>[Relates to the appointment of a manager of a fostering services provider]</p> <p>(3) The registered provider must notify the Chief Inspector without delay of—</p> <p>(a) the name of any person appointed in accordance with this regulation, and</p> <p>(b) the date on which the appointment is to take effect.</p>	<p><b>Regulation 6(3)</b></p> <p>[Relates to the appointment of a manager of a fostering services provider]</p> <p>(3) The registered provider must notify the Chief Inspector as soon as is reasonably practicable of—</p> <p>(a) the name of any person appointed in accordance with this regulation, and</p> <p>(b) the date on which the appointment is to take effect.</p>
<b>Regulation 9</b>	<p><b>Regulation 9</b></p> <p>Where the registered person or the responsible individual is convicted of any criminal offence, whether in England and Wales or</p>	<p><b>Regulation 9</b></p> <p>Where the registered person or the responsible individual is convicted of any criminal offence, whether in England and Wales or</p>

	<p>elsewhere, that person must, without delay, give notice in writing to the Chief Inspector of—</p> <p>(a) the date and place of the conviction,</p> <p>(b) the offence of which they were convicted, and</p> <p>(c) the penalty imposed on them in respect of the offence.</p>	<p>elsewhere, that person must, as soon as is reasonably practicable, give notice in writing to the Chief Inspector of—</p> <p>(a) the date and place of the conviction,</p> <p>(b) the offence of which they were convicted, and</p> <p>(c) the penalty imposed on them in respect of the offence.</p>
<b>Regulation 10</b>	<p><b>Regulation 10</b></p> <p>(1) Each local authority must appoint one of its officers to manage the local authority fostering service, and must notify the Chief Inspector without delay of—</p> <p>(a) the name of the person appointed, and</p> <p>(b) the date on which the appointment is to take effect.</p> <p>(2) ...</p> <p>(3) The local authority must notify the Chief Inspector as soon without delay if the person appointed under paragraph (1) ceases to manage the local authority fostering service.</p>	<p><b>Regulation 10</b></p> <p>(1) Each local authority must appoint one of its officers to manage the local authority fostering service, and must notify the Chief Inspector as soon as is reasonably practicable of—</p> <p>(a) the name of the person appointed, and</p> <p>(b) the date on which the appointment is to take effect.</p> <p>(2) ...</p> <p>(3) The local authority must notify the Chief Inspector as soon as is reasonably practicable if the person appointed under paragraph (1) ceases to manage the local authority fostering service.</p>
<b>Regulation 23</b>	<p><b>Regulation 23</b></p> <p>[Relates to the constitution and membership of fostering panel]</p> <p><b>(4)</b> Subject to paragraph (5), the fostering service provider must</p>	<p><b>Regulation 23</b></p> <p>[Relates to the constitution and membership of fostering panel]</p> <p><b>(4)</b> Subject to paragraph (5), the fostering service provider may</p>

	<p>constitute one or more fostering panels, as necessary, to perform the functions of a fostering panel under these Regulations, and must appoint panel members including—</p> <p>(i) a person to chair the panel who, in the case of any appointment made after 1st October 2011, must be independent of the fostering service provider, and</p> <p>(ii) one or two persons who may act as chair if the person appointed to chair the panel is absent or that office is vacant (“the vice chairs”)</p> <p>...</p> <p><b>(7)</b> The fostering service provider must ensure that the fostering panel has sufficient members, and that individual members have between them the experience and expertise necessary, to effectively discharge the functions of the panel.</p>	<p>constitute one or more fostering panels, as necessary, to perform the functions of a fostering panel under these Regulations, and where a panel is constituted, the fostering service provider must appoint panel members including—</p> <p>(i) a person to chair the panel who, in the case of any appointment made after 1st October 2011, must be independent of the fostering service provider, and</p> <p>(ii) one or two persons who may act as chair if the person appointed to chair the panel is absent or that office is vacant (“the vice chairs”)</p> <p>...</p> <p><b>(7)</b> The fostering service provider must ensure that [...] individual members have between them the experience and expertise necessary, to effectively discharge the functions of the panel.</p>
<p><b>Regulation 24(1)(iii)</b></p>	<p><b>Regulation 24(1)(iii)</b></p> <p>[Regulation 24(1) No business may be conducted by a fostering panel unless at least the following meet as the panel—]</p> <p>(iii) Three, or in the case of a fostering panel established under regulation 23(5) four, other members, and</p>	<p><b>Regulation 24(1)(iii)</b></p> <p>[Regulation 24(1) No business may be conducted by a fostering panel unless at least the following meet as the panel—]</p> <p>(iii) One other independent person and</p>



<p><b>Regulation 25(4)</b></p>	<p><b>Regulation 25(4)</b></p> <p>[Relates to the functions of the fostering panel]</p> <p>(4) The fostering panel must also</p> <p>(a) advise, where appropriate, on the procedures under which reviews in accordance with regulation 28 are carried out by the fostering service provider, and periodically monitor their effectiveness,</p> <p>(b) oversee the conduct of assessments carried out by the fostering service provider, and</p> <p>(c) give advice, and make recommendations, on such other matters or cases as the fostering service provider may refer to it.</p>	<p><b>Regulation 25(4)</b></p> <p>[Relates to the functions of the fostering panel]</p> <p>(4) The fostering panel may also</p> <p>a) advise, where appropriate, on the procedures under which reviews in accordance with regulation 28 are carried out by the fostering service provider, and periodically monitor their effectiveness,</p> <p>(b) oversee the conduct of assessments carried out by the fostering service provider, and</p> <p>(c) give advice, and make recommendations, on such other matters or cases as the fostering service provider may refer to it.</p>
<p><b>Regulation 27(2)(b)</b></p>	<p><b>Regulation 27(2)(b)</b></p> <p>[27(2) A fostering service provider must not approve X as a foster parent unless—]</p> <p>(b) the fostering panel has considered the application.</p>	<p><b>Regulation 27(2)(b)</b></p> <p>[Regulation 27(2) A fostering service provider must not approve X as a foster parent unless—]</p> <p>(b) where the case was referred to the fostering panel, the fostering panel has considered the application.</p>
<p><b>Regulation 27(3)</b></p>	<p><b>Regulation 27(3)</b></p> <p>(3) A fostering service provider must, in deciding whether to approve X as a foster parent and as to the terms of any approval, take into account the recommendation of the fostering panel.</p>	<p><b>Regulation 27(3)</b></p> <p>(3) Where the case was referred to the fostering panel a fostering service provider must, in deciding whether to approve X as a foster parent and as to the terms of any approval, take into account the recommendation of the fostering panel.</p>

<p><b>Regulation 27(6)(a)</b></p>	<p><b>Regulation 27(6)(a)</b></p> <p>[Regulation 27(6) If a fostering service provider consider that X is not suitable to be a foster parent they must, subject to paragraph (7)—]</p> <p>(a) give X written notice that they propose not to approve X as suitable to be a foster parent (a “qualifying determination”), together with their reasons and a copy of the fostering panel's recommendation, and</p>	<p><b>Regulation 27(6)(a)</b></p> <p>[Regulation 27(6) If a fostering service provider consider that X is not suitable to be a foster parent they must, subject to paragraph (7)—]</p> <p>(a) give X written notice that they propose not to approve X as suitable to be a foster parent (a “qualifying determination”), together with their reasons and, where the case has been referred to the fostering panel, a copy of the fostering panel's recommendation, and</p>
<p><b>Regulation 27(9)</b></p>	<p><b>Regulation 27(9)</b></p> <p>(9) If within the period referred to in paragraph (6)(b) the fostering service provider receive any written representations, they must—</p> <p>(a) refer the case to the fostering panel for further consideration, and</p> <p>(b) make their decision, taking into account any further recommendation made by the fostering panel.</p>	<p><b>Regulation 27(9)</b></p> <p>(9) If within the period referred to in paragraph (6)(b) the fostering provider receive any written representations, they may refer the case to the fostering panel for further consideration and, where a case is referred, the fostering service provider must make their decision taking into account any further recommendation made by the fostering panel.</p>
<p><b>Regulation 27(10)</b></p>	<p><b>Regulation 27(10)</b></p> <p>(10) If, within the period referred to in paragraph (6)(b), X applies to the Secretary of State for a review by an independent review panel of the qualifying determination, the fostering service provider must make their decision taking into account the recommendation of</p>	<p><b>Regulation 27(10)</b></p> <p>(10) If, within the period referred to in paragraph (6)(b), X applies to the Secretary of State for a review by an independent review panel of the qualifying determination, the fostering service provider must make their decision taking into account any recommendation of</p>

	the fostering panel and the recommendation of the independent review panel.	the fostering panel and the recommendation of the independent review panel.
<b>Regulation 28(2)</b>	<p><b>Regulation 28(2)</b></p> <p>(2) A review must take place not more than a year after approval, and thereafter whenever the fostering service provider consider it necessary, but at intervals of not more than a year</p>	<p><b>Regulation 28(2)</b></p> <p>(2) A review must, where reasonably practicable, take place not more than a year after approval, and thereafter whenever the fostering service provider consider it necessary</p>
<b>Regulation 30(2)(a)</b>	<p><b>Regulation 30(2)(a)</b></p> <p>[Related to case records to be kept in accordance with regulation 30(1)</p> <p>Regulation 30(2) The documents referred to in paragraph (1) are—]</p> <p>(a) the report prepared under regulation 26(3)(b) and any other reports submitted to the fostering panel</p>	<p><b>Regulation 30(2)(a)</b></p> <p>[Related to case records to be kept in accordance with regulation 30(1)</p> <p>Regulation 30(2) The documents referred to in paragraph (1) are—]</p> <p>(a) the report prepared under regulation 26(3)(b) and any other reports submitted to the fostering panel (if any)</p>
<b>Regulation 42(2)(b)(i)</b>	<p><b>Regulation 42(2)(b)(i)</b></p> <p>[Related to application of Regulations with modifications to short breaks]</p> <p>no single placement is intended to last for more than 17 days ...</p>	<p><b>Regulation 42(2)(b)(i)</b></p> <p>[Related to application of Regulations with modifications to short breaks]</p> <p>Omitted</p>
<b>Schedule 7 Column 2</b>	<p><b>Schedule 7 Column 2</b></p> <p>[Schedule 7 sets out events and to whom they should be notified</p> <p>Requirement to notify Chief Inspector of outbreak at the home of a foster parent of an infectious</p>	<p><b>Schedule 7 Column 2</b></p> <p>[Schedule 7 sets out events and to whom they should be notified</p> <p>Requirement to notify Chief Inspector of outbreak at the home of a foster parent of an infectious</p>

	disease serious enough to be notified]  yes	disease serious enough to be notified]  [omitted]
<b>Schedule 3 para 2</b>	[Schedule 3 sets out information required for Part 1 of foster carer assessment]  Details of health (supported by a medical report) ...	[Schedule 3 sets out information required for Part 1 of foster carer assessment]  Details of health [...]
<b>Children Act 2004 (Joint Area Reviews) Regulations 2015</b>		
<b>Regulation 4(2)</b>	<b>Regulation 4(2)</b>  [Relates to the requirement for written statement of proposed action following a written report by the Chief Inspector following review]  The principal authority must make the written statement of proposed action within 70 working days of receiving the report under regulation 3.	<b>Regulation 4(2)</b>  [Relates to the requirement for written statement of proposed action following a written report by the Chief Inspector following review]  The principal authority must make the written statement of proposed action within 70 working days or as soon as is reasonably practicable of receiving the report under regulation 3.
<b>Children's Homes (England) Regulations 2015</b>		
<b>Regulation 6(3)(c)</b>	<b>Regulation 6(3)(c)</b>  [Relates to conditions to be satisfied for delivery of non-NHS care in relation to the child's development]  Regulation 6(3) The conditions are -  (c) that as far the care is delivered by a person who—	<b>Regulation 6(3)(c)</b>  [Relates to conditions to be satisfied for delivery of non-NHS care in relation to the child's development]  Regulation 6(3) The conditions are -  (c) that as far as reasonably practicable the care is delivered by a person who—  i) meet the needs of each child

	<p>i) meet the needs of each child</p> <p>ii) enable each child to participate in the daily life of the home ...</p>	<p>ii) enable each child to participate in the daily life of the home ...</p>
<b>Regulation 8(2)</b>	<p><b>Regulation 8(2)</b></p> <p>[Relates to education standard]</p> <p>In particular, the standard in paragraph (1) requires the registered person to ensure—</p> <p>[followed by list of specific requirements to be met by staff]</p>	<p><b>Regulation 8(2)</b></p> <p>[Relates to education standard]</p> <p>In particular, the standard in paragraph (1) requires the registered person to use reasonable endeavours to ensure—</p> <p>[followed by list of specific requirements to be met by staff]</p>
<b>Regulation 44(1)</b>	<p><b>Regulation 44(1)</b></p> <p>The registered person must ensure that an independent person visits the children's home at least once each month.</p>	<p><b>Regulation 44(1)</b></p> <p>The registered person must use reasonable endeavours to ensure that an independent person visits the children's home at least once each month.</p>





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