



Children Act 1989

1989 CHAPTER 41

PART III

LOCAL AUTHORITY SUPPORT FOR CHILDREN AND FAMILIES

Independent reviewing officers

30 Miscellaneous.

- (1) Nothing in this Part shall affect any duty imposed on a local authority by or under any other enactment.
- (2) Any question arising under section 20(2), 21(3) or 29(7) to (9) as to the ordinary residence of a child shall be determined by agreement between the local authorities concerned or, in default of agreement, by the [^{F1}determining authority].

[^{F2}(2A) For the purposes of subsection (2) “the determining authority” is—

- (a) in a case where all the local authorities concerned are in Wales, the Welsh Ministers;
- (b) in any other case, the Secretary of State.

(2B) In a case where—

- (a) the determining authority is the Secretary of State, and
- (b) one or more of the local authorities concerned are in Wales,

the Secretary of State must consult the Welsh Ministers before making a determination for the purposes of subsection (2).]

- (3) Where the functions conferred on a local authority by this Part and the functions of a local education authority are concurrent, the Secretary of State may by regulations provide by which authority the functions are to be exercised.
- (4) The [^{F3}appropriate national authority] may make regulations for determining, as respects any local education authority functions specified in the regulations, whether a child who is being looked after by a local authority is to be treated, for purposes so

Status: Point in time view as at 01/10/2009. This version of this provision has been superseded.

Changes to legislation: Children Act 1989, Section 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

specified, as a child of parents of sufficient resources or as a child of parents without resources.

Textual Amendments

- F1** Words in s. 30(2) substituted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\)](#), ss. 39, 44, [Sch. 3 para. 21\(2\)](#)
- F2** Words in s. 30(2A)(2B) inserted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\)](#), ss. 39, 44, [Sch. 3 para. 21\(3\)](#)
- F3** Words in s. 30(4) substituted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\)](#), ss. 39, 44, [Sch. 3 para. 21\(4\)](#)
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Commencement Information

- I1** S. 30 wholly in force at 14.10.1991, see s. 108(2)(3) and [S.I. 1991/828](#), [art. 3\(2\)](#)

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