
STATUTORY INSTRUMENTS

1995 No. 755

The Children (Northern Ireland) Order 1995

PART IV

SUPPORT FOR CHILDREN AND THEIR FAMILIES

Advice and assistance for certain children^[F1] and young persons]

[F1]Persons qualifying for advice and assistance

35.—(1) In this Part “a person qualifying for advice and assistance” means a person who—

- (a) is under 21; and
- (b) at any time after reaching the age of 16 but while still a child was, but is no longer, looked after, accommodated or fostered.

(2) In paragraph (1)(b) “looked after, accommodated or fostered” means—

- (a) looked after by an authority;
- (b) accommodated by or on behalf of a voluntary organisation;
- (c) accommodated in a^[F2] private] children's home;
- (d) accommodated for a consecutive period of at least three months in—
 - (i) any accommodation provided by ^[F3]the Education Authority] ; or
 - (ii) any residential care home; or
 - (iii) any hospital; or
 - (iv) any nursing home; or
 - (v) any prescribed accommodation; or

(e) privately fostered.

(3) Paragraph (2)(d) applies even if the period of three months mentioned there began before the child reached the age of 16.

(4) In the case of a person qualifying for advice and assistance by virtue of paragraph (2)(a), the authority which last looked after him shall take such steps as it thinks appropriate to contact him at such times as it thinks appropriate with a view to discharging its functions under Articles 35A and 35B.

(5) In each of Articles 35A and 35B, the authority under the duty or having the power mentioned there (“the relevant authority”) is—

- (a) in the case of a person qualifying for advice and assistance by virtue of paragraph (2)(a), the authority which last looked after him; or
- (b) in the case of any other person qualifying for advice and assistance, the authority within whose area the person is (if he has asked for help of a kind which can be given under Article 35A or 35B).]

Status: Point in time view as at 10/12/2015.

Changes to legislation: The Children (Northern Ireland) Order 1995, Section 35 is up to date with all changes known to be in force on or before 02 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)

F1 2002 c. 11 (NI)

F2 2003 NI 9

F3 Words in art. 35(2)(d)(i) substituted (1.4.2015) by Education Act (Northern Ireland) 2014 (c. 12), **Sch. 3 para. 14(3)** (with Sch. 2 para. 4(3)); S.R. 2015/35, art. 2(b)

Modifications etc. (not altering text)

C1 Art. 35 applied (10.12.2015) by Children's Services Co-operation Act (Northern Ireland) 2015 (c. 10), **ss. 9(2)(a)**, 10(1)

Status:

Point in time view as at 10/12/2015.

Changes to legislation:

The Children (Northern Ireland) Order 1995, Section 35 is up to date with all changes known to be in force on or before 02 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.