

SCOTTISH STATUTORY INSTRUMENTS

2009 No. 210

The Looked After Children (Scotland) Regulations 2009

PART XIII

ARRANGEMENTS WITH REGISTERED FOSTERING SERVICES

Arrangements with registered fostering services

48.—(1) Each local authority may individually or jointly enter into arrangements with one or more registered fostering services for the purposes of carrying out the functions mentioned in paragraph (2) in relation to children who are looked after by them in terms of section 17(6) of the 1995 Act.

(2) The functions are those specified in Parts ^{F1}... VI, [^{F2}VII,] VIII [^{F3}and] X, ^{F1}... of these Regulations.

(3) A local authority must not make arrangements under this regulation unless—

(a) they are satisfied—

(i) as to the capacity of the registered fostering service to discharge duties and functions on their behalf; and

(ii) the arrangements are the most suitable way for those duties and functions to be discharged;

(b) they enter into a written agreement with the registered fostering service regarding the matters in Part 1 of Schedule 7; and

(c) where they propose to make arrangements in respect of a particular child, they enter into a written agreement with the registered fostering service regarding the matters in Part II of Schedule 7.

(4) Each local authority entering into an arrangement under this regulation must review the arrangement at intervals of not more than 12 months.

(5) No registered fostering service shall be permitted to place a child outside the United Kingdom.

Textual Amendments

F1 Words in reg. 48(2) omitted (28.9.2009) by virtue of [The Looked After Children \(Scotland\) Amendment Regulations 2009 \(S.S.I. 2009/290\)](#), regs. 1, **2(4)(a)**

F2 Word in reg. 48(2) inserted (28.9.2009) by [The Looked After Children \(Scotland\) Amendment Regulations 2009 \(S.S.I. 2009/290\)](#), regs. 1, **2(4)(b)**

F3 Word in reg. 48(2) substituted for comma (28.9.2009) by [The Looked After Children \(Scotland\) Amendment Regulations 2009 \(S.S.I. 2009/290\)](#), regs. 1, **2(4)(c)**

Changes to legislation:

There are currently no known outstanding effects for the The Looked After Children (Scotland) Regulations 2009, Section 48.