



Social Work (Scotland) Act 1968

1968 CHAPTER 49

PART II

PROMOTION OF SOCIAL WELFARE BY LOCAL AUTHORITIES

Special provisions as to the care of children in need

21 Mode of provision of accommodation and maintenance.

- (1) Subject to the provisions of this section, a local authority shall discharge their duty to provide accommodation and maintenance for a child in their care—
 - (a) by boarding him out on such terms as to payment by the authority and otherwise as the authority may, subject to the provisions of this Act and regulations thereunder, determine; or
 - (b) by maintaining the child in a residential establishment.
- (2) Nothing in the foregoing subsection shall be construed as preventing a local authority from making use, in the case of any child, of any such facilities and services as are referred to in subsection (2) of [^{F1}section 20 of this Act], and for that purpose arranging for his accommodation and maintenance in any suitable manner not specified in the last foregoing subsection.
- (3) Arrangements may be made by a local authority under this section for boarding out a child in England or Wales or for maintaining him in any accommodation in England or Wales which a local authority in those countries is authorised to use for that purpose by virtue of [^{F2}section 23 of the Children Act 1989.]

Textual Amendments

- F1** Words substituted by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1985 \(c. 73, SIF 36:1\)](#), ss. 23, 59, [Sch. 2 para. 9](#)
- F2** Words in s. 21(3) substituted (14.10.1991) by virtue of [Children Act 1989 \(c. 41, SIF 20\)](#), s. 108(5), [Sch. 13 para.20](#); S.I. 1991/828, [art. 3\(2\)](#)

Status:

Point in time view as at 14/10/1991. This version of this provision has been superseded.

Changes to legislation:

Social Work (Scotland) Act 1968, Section 21 is up to date with all changes known to be in force on or before 31 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.