



# Children and Young Persons Act 1969

## CHAPTER 54

### CHILDREN AND YOUNG PERSONS ACT 1969

#### PART I

##### CARE AND OTHER TREATMENT OF JUVENILES THROUGH COURT PROCEEDINGS

###### *Care of children and young persons through juvenile courts*

- 1 Care proceedings in juvenile courts
- 2 Provisions supplementary to s. 1
- 3 Further supplementary provisions relating to s. 1(2)(f)

###### *Consequential changes in criminal proceedings etc.*

- 4 Prohibition of criminal proceedings for offences by children
- 5 Restrictions on criminal proceedings for offences by young persons
- 6 Summary trial of young persons
- 7 Alterations in treatment of young offenders etc.
- 8 Finger-printing of suspected young persons
- 9 Investigations by local authorities
- 10 Further limitations on publication of particulars of children and young persons etc.

###### *Supervision*

- 11 Supervision orders
- 12 Power to include requirements in supervision orders
- 13 Selection of supervisor
- 14 Duty of supervisor
- 15 Variation and discharge of supervision orders
- 16 Provisions supplementary to s. 15
- 17 Termination of supervision

- 18 Supplementary provisions relating to supervision orders
- 19 Facilities for the carrying out of supervisors' directions

*Committal to care of local authorities*

- 20 Orders for committal to care of local authorities
- 21 Variation and discharge of care orders
- 22 Special provisions relating to interim orders
- 23 Remand to care of local authorities etc.
- 24 Powers and duties of local authorities etc. with respect to persons committed to their care

*Transfer*

- 25 Transfers between England or Wales and Northern Ireland
- 26 Transfers between England or Wales and the Channel Islands or Isle of Man

*Consequential modifications of ss. 11 and 12 of Children Act 1948*

- 27 Consequential modifications of 1948 c. 43 ss. 11 and 12

*Detention*

- 28 Detention of child or young person in place of safety
- 29 Release or further detention of arrested child or young person
- 30 Detention of young offenders in community homes
- 31 Removal to borstal institutions of persons committed to care of local authorities
- 32 Detention of absentees

*Legal aid*

- 33 Legal aid

*Transitional modifications of Part I for persons of specified ages*

- 34 Transitional modifications of Part I for persons of specified ages

**PART II**

ACCOMMODATION ETC. FOR CHILDREN IN CARE, AND FOSTER CHILDREN

*Community homes*

- 35 Regional planning of accommodation for children in care
- 36 Regional plans for community homes
- 37 Approval and variation of regional plans
- 38 Provision of community homes by local authorities
- 39 Instruments of management for assisted and controlled community homes
- 40 Supplementary provisions as to instruments of management and trust deeds
- 41 Management of controlled community homes
- 42 Management of assisted community homes
- 43 Control of premises used for, and conduct of, community homes

- 44 Controlled and assisted community homes exempted from certain provisions as to voluntary homes
- 45 Determination of disputes relating to controlled and assisted community homes
- 46 Discontinuance of approved schools etc. on establishment of community homes
- 47 Discontinuance by voluntary organisation of controlled or assisted community home
- 48 Financial provisions applicable on cessation of controlled or assisted community home

*Consequential modifications of ss. 13 and 19 of Children Act 1948*

- 49 Provision of accommodation and maintenance for children in care
- 50 Accommodation of persons over school age in convenient community home

*Foster children*

- 51 Modification of general duty of local authorities with respect to foster children
- 52 Amendments of definitions of " foster child " and " protected child "
- 53 Modification of duty of persons maintaining foster children to notify local authority
- 54 Inspection of premises in which foster children are kept
- 55 Imposition of requirements and prohibitions relating to the keeping of foster children
- 56 Extension of disqualification for keeping foster children
- 57 Modifications of provisions as to offences

*Inspection*

- 58 Inspection of children's homes etc. by persons authorised by Secretary of State
- 59 Powers of entry supplemental to s. 58

**PART III**

MISCELLANEOUS AND GENERAL

*Miscellaneous*

- 60 Extradition offences
- 61 Rules relating to juvenile court panels and composition of juvenile courts
- 62 Contributions in respect of children and young persons in care
- 63 Returns of information and presentation of reports etc to Parliament

*Financial provisions*

- 64 Expenses of Secretary of State in providing homes offering specialised facilities
- 65 Grants to voluntary organisations etc.
- 66 Increase of rate support grants
- 67 Administrative expenses

*Supplemental*

- 68 Compulsory acquisition of land
- 69 Orders and regulations etc.
- 70 Interpretation and ancillary provisions
- 71 Application to Isles of Stilly
- 72 Transitional provisions, minor amendments and repeals etc.
- 73 Citation, commencement and extent

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**SCHEDULES**
**SCHEDULE 1 — Modifications of Part IV of Criminal Justice Act 1967**

- 1 (1) In section 73(1), after the word "proceedings" there shall...
- 2 (1) At the end of section 74(2) there shall be...
- 3 In section 75, after subsection (4) there shall be inserted...
- 4 (1) In section 76, after subsection (1) there shall be...
- 5 In section 77(1), after the words " assisted person ",...
- 6 In section 78(1), after the words " that he" there...
- 7 (1) In section 79(2), after the word " by" there...
- 8 (1) In section 84, in the definition of " appropriate...

**SCHEDULE 2 — Children's regional planning committees**

- 1 (1) Subject to the following provisions of this Schedule, the...
- 2 (1) Subject to sub-paragraph (2) of this paragraph, the relevant...
- 3 (1) Without prejudice to any power of co-optation conferred on...
- 4 The relevant authorities for a planning area shall so exercise...
- 5 Subject to any directions given by the relevant authorities, the...
- 6 Section 93(1) of the Local Government Act 1933 (which relates...

**SCHEDULE 3 — Approved schools and other institutions***Provisions as to staff*

- 1 (1) This paragraph applies where it appears to the Secretary...
- 2 (1) Regulations under section 60 of the Local Government Act...

*Use of premises as homes for children in care*

- 3 (1) If on the day specified for the purposes of...
- 4 (1) If on the day specified for the purposes of...
- 5 (1) Where a section 46 order is made in relation...
- 6 (1) Where a section 46 order is made in relation...
- 7 The provisions of paragraphs 3 to 6 of this Schedule...

*Financial provisions*

- 8 (1) During the period which is the interim period in...
- 9 (1) Where a section 46 order is made in relation...
- 10 (1) The provisions of this paragraph apply where in a...
- 11 (1) Where a section 46 order is made in relation...

*Interpretation*

- 12 In this Schedule— " approved institution " has the same...

## SCHEDULE 4 — Transitional provisions and savings

### PART I — GENERAL

- 1 For the purposes of subsection (4) of section 1 and...
- 2 (1) Nothing in section 4 of this Act affects any...
- 3 Nothing in section 5 of this Act affects any information...
- 4 Where a person is committed for trial by a jury...
- 5 (1) The coming into force of section 7(1) or of...
- 6 No order shall be made under section 19(1) of the...
- 7 (1) Every approved school order in force on the specified...
- 8 (1) An order under the Act of 1933 committing a...
- 9 Except as provided by paragraph 1 of this Schedule and...
- 10 Without prejudice to the preceding paragraph, a person who is...
- 11 Notwithstanding anything in section 20(3) or 21(1) of this Act,...
- 12 (1) Where a supervision order under the Children and Young...
- 13 (1) During the period beginning with the coming into force...
- 14 If immediately before the coming into force of section 49...
- 15 It shall be lawful for a person detained in any...
- 16 Nothing in paragraph 29 of Schedule 5 to this Act...
- 17 Nothing in Schedule 6 to this Act affects the operation...
- 18 Nothing in any provision of Schedule 6 to this Act...

### PART II — INTERIM PROVISIONS PENDING COMMENCEMENT OF PROVISIONS OF SOCIAL WORK (SCOTLAND) ACT 1968

- 19 Where a court in England or Wales by which a...
- 20 In section 51(1) of the Act of 1963, for the...
- 21 In section 51(2) of the Act of 1963, for the...
- 22 Where a juvenile court in England or Wales is satisfied...
- 23 (1) Where it appears to the local authority to whose...
- 24 If it appears to the Secretary of State that the...

## SCHEDULE 5 — Minor and consequential amendments of enactments

### *The Police (Property) Act 1897*

- 1 The Police (Property) Act 1897 (which makes provision for the...

### *The Act of 1933*

- 2 In section 10 of the Act of 1933, after subsection...
- 3 In section 34(2) of the Act of 1933, after the...
- 4 In section 46 of the Act of 1933, after subsection...
- 5 In section 55(1) of the Act of 1933, for the...
- 6 In section 56(1) of the Act of 1933, for the...
- 7 Section 63 of the Act of 1933 shall cease to...
- 8 In section 86(1) of the Act of 1933 for the...
- 9 (1) In subsection (1) of section 87 of the Act...
- 10 (1) In subsection (1) of section 88 of the Act...
- 11 In section 106(2)(a) of the Act of 1933, for the...
- 12 (1) In section 107(1) of the Act of 1933, after...

### *The Education Act 1944*

- 13 For subsections (2) to (5) of section 40 of the...

*The Children Act 1948*

- 14 In section 4(3) of the Children Act 1948, the proviso...
- 15 In section 20(1) of the said Act of 1948, for...
- 16 In section 23(1) of the said Act of 1948 for...
- 17 (1) In section 26(1) of the said Act of 1948...
- 18 In section 39(1) of the said Act of 1948 after...
- 19 In section 43(1) of the said Act of 1948 for...
- 20 (1) In subsection (1) of section 51 of the said...
- 21 (1) In subsection (3) of section 54 of the said...
- 22 In section 59(1) of the said Act of 1948, at...

*The Criminal Justice Act 1948*

- 23 In section 19(1) of the Criminal Justice Act 1948, after...
- 24 For section 27 of the said Act of 1948 there...

*The Criminal Justice (Scotland) Act 1949*

- 25 In section 7 of the Criminal Justice (Scotland) Act 1949,...
- 26 After section 7 of the said Act of 1949 there...

*The Sexual Offences Act 1956*

- 27 In section 37(7) of the Sexual Offences Act 1956, for...

*The Affiliation Proceedings Act 1957*

- 28 (1) In section 5(2)(a) of the Affiliation Proceedings Act 1957,...

*The Children Act 1958*

- 29 In section 2(4) of the Children Act 1958, for the...
- 30 In section 9 of the said Act of 1958, after...
- 31 In section 12(1) of the said Act of 1958, for...
- 32 In section 17 of the said Act of 1958, after...

*The Adoption Act 1958*

- 33 (1) In section 4(3) of the Adoption Act 1958, for...
- 34 In section 15(3) of the said Act of 1958, for...
- 35 In section 37(2) of the said Act of 1958, for...
- 36 In section 57(1) of the said Act of 1958, in...

*The Mental Health Act 1959*

- 37 (1) In subsection (1) of section 9 of the Mental...
- 38 In section 10(1)(a) of the said Act of 1959 for...
- 39 In section 50 of the said Act of 1959, for...
- 40 In section 60(6) of the said Act of 1959, after...
- 41 In section 62(4) of the said Act of 1959 for...

*The Mental Health (Scotland) Act 1960*

- 42 In section 10(1)(a) of the Mental Health (Scotland) Act 1960,...
- 43 In section 46 of the said Act of 1960, for...

*The Criminal Justice Act 1961*

- 44 For section 5(1) of the Criminal Justice Act 1961 there...
- 45 In section 9 of the said Act of 1961, for...
- 46 In section 29(3)(a) of the said Act of 1961, for...

*The Act of 1963*

- 47 In section 3(1) of the Act of 1963, for the...
- 48 In section 23 of the Act of 1963, in subsection...
- 49 In section 29(1) of the Act of 1963, for the...
- 50 (1) In subsection (1) of section 30 of the Act...
- 51 In section 45(1) of the Act of 1963, after the...
- 52 In section 49(1) of the Act of 1963, for the...
- 53 For subsection (3) of section 57 of the Act of...

*The Family Allowances Act 1965*

- 54 (1) In subsection (1)(b) of section 11 of the Family...

*The Criminal Justice Act 1967*

- 55 In sections 2 and 9 of the Criminal Justice Act...
- 56 In section 3(3) of the Criminal Justice Act 1967, for...

*The Social Work (Scotland) Act 1968*

- 57 After section 44(1) of the Social Work (Scotland) Act 1968,...
- 58 (1) In section 72 of the said Act of 1968,...
- 59 (1) In section 73 of the said Act of 1968,...
- 60 In section 74 of the said Act of 1968, after...
- 61 (1) In section 75 of the said Act of 1968,...
- 62 In section 76(4) of the said Act of 1968, after...
- 63 In section 90(1) of the said Act of 1968, the...
- 64 In section 94(1) of the said Act of 1968—
- 65 In section 97(1) of the said Act of 1968—
- 66 In section 98 of the said Act of 1968, after...
- 67 In Schedule 2 to the said Act of 1968, in...
- 68 In Schedule 2 to the said Act of 1968, in...
- 69 In Schedule 7 to the said Act of 1968, in...
- 70 In Schedule 8 to the said Act of 1968, in...
- 71 In Schedule 8 to the said Act of 1968, in...
- 72 In Schedule 8 to the said Act of 1968, in...
- 73 In Schedule 8 to the said Act of 1968, in...
- 74 In Schedule 8 to the said Act of 1968, in...
- 75 In Schedule 8 to the said Act of 1968, in...
- 76 In Schedule 8 to the said Act of 1968, in...
- 77 In Schedule 8 to the said Act of 1968, after...
- 78 In Schedule 8 to the said Act of 1968, for...
- 79 In Part I of Schedule 9 to the said Act...
- 80 In Part I of Schedule 9 to the said Act...
- 81 In Part I of Schedule 9 to the said Act...
- 82 In Part II of Schedule 9 to the said Act...
- 83 In Part II of Schedule 9 to the said Act...

SCHEDULE 6 — Repeals

SCHEDULE 7 — Sections 1 to 6 and 14 of the Children Act 1958 as amended