

---

*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

---

## SCHEDULES

### SCHEDULE 5

#### MINOR AND CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

##### *The Children Act 1948*

- 14 In section 4(3) of the Children Act 1948, the proviso shall cease to have effect.
- 15 In section 20(1) of the said Act of 1948, for the words "any such person as is mentioned in subsection (1) of the last foregoing section" there shall be substituted the words " any person over compulsory school age but under the age of twenty one who is, or has at any time after ceasing to be of compulsory school age been, in the care of a local authority ".
- 16 In section 23(1) of the said Act of 1948 for the words from " committed " in the second place where it occurs to the end of the subsection there shall be substituted the words " in the care of a local authority by virtue of such an order as is mentioned in subsection (1) of the said section 86 ".
- 17 (1) In section 26(1) of the said Act of 1948 for paragraph (b) there shall be substituted the following paragraph:—  
    “(b) an illegitimate child is in the care of a local authority by virtue of such an order as is mentioned in section 86(1) of the Children and Young Persons Act 1933, or.”
- (2) In subsections (3) and (4)(b) of the said section 26, for the words " person who is " there shall be substituted the words " local authority who are ", and in subsection (4) of that section for the words " (b) or (c) " there shall be substituted the words " or (b) ".
- 18 In section 39(1) of the said Act of 1948 after paragraph (h) there shall be inserted the following paragraph:—  
    “(i) the Children and Young Persons Act 1969.”
- 19 In section 43(1) of the said Act of 1948 for the words from " Parts IV and V " onwards there shall be substituted the words " the Children and Young Persons Acts 1933 to 1969, the Adoption Act 1958 and the Adoption Act 1968 ".
- 20 (1) In subsection (1) of section 51 of the said Act of 1948, for the words from " homes" to " this Act" there shall be substituted the words " community homes provided by them or in controlled community homes " and at the end of that subsection there shall be added the words " or sections 2(5), 16(3) or 28 of the Children and Young Persons Act 1969 and of children detained by them in pursuance of arrangements under section 29(3) of that Act ".
- (2) In subsection (3) of the said section 51, for the words from "home " to " this Act " there shall be substituted the words " community home provided by a local authority or a controlled community home ".
- 21 (1) In subsection (3) of section 54 of the said Act of 1948, after the word " area " in the first place where it occurs there shall be inserted the words " other than community

---

*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

---

homes " and after the word " any " in the last place where it occurs, there shall be inserted the word " such ".

- (2) In subsection (4) of that section, for the words from " as a fit person " to the end of the subsection there shall be substituted the words " by a care order within the meaning of the Children and Young Persons Act 1969 or by a warrant under section 23(1) of that Act. "
- (3) In subsection (5) of that section, for the words from "ninety-four " to " 1933 " there shall be substituted the words " section 58 of the Children and Young Persons Act 1969 ".
- 22 In section 59(1) of the said Act of 1948, at the end of the definition of " child" there shall be added the words " and any person who has attained that age and is the subject of a care order within the meaning of the Children and Young Persons Act 1969 ".