

Status: Point in time view as at 01/01/2001.

Changes to legislation: Children Act 1989, Cross Heading: Procedure is up to date with all changes known to be in force on or before 18 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)

SCHEDULES

SCHEDULE 5

VOLUNTARY HOMES AND VOLUNTARY ORGANISATIONS

PART I

REGISTRATION OF VOLUNTARY HOMES

Procedure

- 2 (1) Where—
- (a) a person applies for registration of a voluntary home; and
 - (b) the Secretary of State proposes to grant his application,
- the Secretary of State shall give him written notice of his proposal and of the conditions subject to which he proposes to grant the application.
- (2) The Secretary of State need not give notice if he proposes to grant the application subject only to conditions which—
- (a) the applicant specified in the application; or
 - (b) the Secretary of State and the applicant have subsequently agreed.
- (3) Where the Secretary of State proposes to refuse such an application he shall give notice of his proposal to the applicant.
- (4) The Secretary of State shall give any person carrying on a voluntary home notice of a proposal to—
- (a) cancel the registration of the home;
 - (b) vary any condition for the time being in force with respect to the home by virtue of paragraph 1; or
 - (c) impose any additional condition.
- (5) A notice under this paragraph shall give the Secretary of State's reasons for his proposal.
- [^{F1}(6) In relation to a home which has ceased to exist, the reference in sub-paragraph (4) to any person carrying on the home shall be taken to be a reference to each of the persons who carried it on.]

Textual Amendments

- F1** Sch. 5 Pt. I para. 2(6) inserted (1.1.2001 (E.) and 28.2.2002 (W.)) by 2000 c. 14, ss. 41(2), 122; S.I. 2000/2795, art. 2(2)(a); S.I. 2001/139, art. 2(2)(a)

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Commencement Information

II Sch. 5 Pt. I para. 2 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

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