



Children Act 1989

1989 CHAPTER 41

PART III

LOCAL AUTHORITY SUPPORT FOR CHILDREN AND FAMILIES

Independent reviewing officers

[^{F1}30] **Miscellaneous.**

- (1) Nothing in this Part shall affect any duty imposed on a local authority by or under any other enactment.
- (2) Any question arising under section 20(2), 21(3) or 29(7) to (9) as to the ordinary residence of a child shall be determined by agreement between the local authorities concerned or, in default of agreement, by the [^{F2}determining authority].

[For the purposes of subsection (2) “the determining authority” is—

- ^{F3}(2A) (a) in a case where all the local authorities concerned are in Wales, the Welsh Ministers;
- (b) in any other case, the Secretary of State.

(2B) In a case where—

- (a) the determining authority is the Secretary of State, and
- (b) one or more of the local authorities concerned are in Wales,

the Secretary of State must consult the Welsh Ministers before making a determination for the purposes of subsection (2).]

(3) ^{F4}.....

- (4) The [^{F5}appropriate national authority] may make regulations for determining, as respects any [^{F6}education] functions specified in the regulations, whether a child who is being looked after by a local authority is to be treated, for purposes so specified, as a child of parents of sufficient resources or as a child of parents without resources.]

Status: Point in time view as at 05/05/2010. This version of this provision has been superseded.

Changes to legislation: Children Act 1989, Section 30 is up to date with all changes known to be in force on or before 25 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)

Textual Amendments

- F1** Ss. 25A, 25B and cross-heading inserted (1.9.2009 for certain purposes for E., 26.4.2010 for certain purposes for W., and and 1.4.2011 otherwise for E.) by [Children and Young Persons Act 2008 \(c. 23\), ss. 10\(1\), 44](#); [S.I. 2009/2273, art. 2\(2\)\(c\)](#); [S.I. 2010/1329, art. 2\(c\)](#); [S.I. 2010/2981, art. 4\(c\)](#) (with [art. 5](#))
- F2** Words in s. 30(2) substituted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\), ss. 39, 44, Sch. 3 para. 21\(2\)](#)
- F3** Words in s. 30(2A)(2B) inserted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\), ss. 39, 44, Sch. 3 para. 21\(3\)](#)
- F4** S. 30(3) repealed (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\), arts. 1, 5\(1\)\(2\), Sch. 2 para. 37\(6\)\(a\), Sch. 3 Pt. 2](#)
- F5** Words in s. 30(4) substituted (13.11.2008) by [Children and Young Persons Act 2008 \(c. 23\), ss. 39, 44, Sch. 3 para. 21\(4\)](#)
- F6** Words in s. 30(4) substituted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\), arts. 1, 5\(1\), Sch. 2 para. 37\(6\)\(b\)](#)

Commencement Information

- I1** S. 30 wholly in force at 14.10.1991, see s. 108(2)(3) and [S.I. 1991/828, art. 3\(2\)](#)

Status:

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