



Children Act 2004

2004 CHAPTER 31

PART 5

MISCELLANEOUS

Local authority services

50 Intervention

- (1) Section 497A of the Education Act 1996 (c. 56) (power to secure proper performance of a local education authority's functions) applies in relation to—
 - (a) the relevant functions of a children's services authority in England, and
 - (b) the relevant functions of a children's services authority in Wales,as it applies in relation to the functions of a local education authority referred to in subsection (1) of that section.
- (2) For the purposes of this section, the relevant functions of a children's services authority in England or Wales are—
 - (a) functions conferred on or exercisable by the authority which are social services functions, so far as those functions relate to children;
 - (b) the functions conferred on the authority under sections 23C to 24D of the Children Act 1989 (so far as not falling within paragraph (a)); and
 - (c) the functions conferred on the authority under sections 10, 12 and 17 above (in the case of a children's services authority in England) or under sections 25, 26 and 29 above (in the case of a children's services authority in Wales).
- (3) In subsection (2)(a) "social services functions" has the same meaning as in the the Local Authority Social Services Act 1970 (c. 42).
- (4) Sections 497AA and 497B of the Education Act 1996 apply accordingly where powers under section 497A of that Act are exercised in relation to any of the relevant functions of a children's services authority in England or Wales.

Status: This is the original version (as it was originally enacted).

- (5) In the application of sections 497A(2) to (7), 497AA and 497B of that Act in relation to the relevant functions of a children's services authority in England or Wales, references to the local education authority are to be read as references to the children's services authority in England or Wales.
- (6) In subsection (5) of section 497A of that Act, the reference to functions to which that section applies includes (for all purposes) relevant functions of a children's services authority in England or Wales.