

1970 No. 1510

REMAND HOMES

The Remand Home Rules 1970

Made - - - - 7th October 1970
 Coming into Operation 1st January 1971

In exercise of the powers conferred upon me by section 78(3) of the Children and Young Persons Act 1933(a), read with paragraph 5 of Schedule 3 to the Children and Young Persons Act 1969 (Commencement No. 3) Order 1970(b), I hereby make the following Rules :—

1. These Rules may be cited as the Remand Home Rules 1970 and shall come into operation on 1st January 1971.

2.—(1) In these Rules any reference to the principal Rules is a reference to the Remand Home Rules 1939(c), as amended (d).

(2) The Interpretation Act 1889(e) shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

3. In Rule 8 of the principal Rules (cleansing and medical examination of boys), the words “and also, in the case of a boy known to be awaiting removal to an approved school, within a similar period before such removal,” shall be omitted.

4.—(1) In Rule 18 of the principal Rules (duties of the Medical Officer in relation to boys who require medical attention), for the word “detained” there shall be substituted the word “accommodated” and for the words from “, the council” onwards there shall be substituted the words “and the council”.

(2) At the end of the said Rule there shall be added the following paragraph :—

“(2) Any reference in paragraph (1) of this Rule to the parent of a boy shall be construed as including, unless he is not in such care, a reference to the local authority in whose care he is.”.

(3) Nothing in this Rule shall affect the operation of the said Rule 18 in relation to a boy committed to a remand home before 1st January 1971 and, accordingly, the said Rule shall continue to apply in relation to such a boy as if these Rules had not been made.

(a) 1933 c. 12.

(b) S.I. 1970/1498 (1970 III, p. 4909).

(c) S.R. & O. 1939/12 (Rev. XI, p. 614; 1939 I, p. 289).

(d) The amending instrument is not relevant to the subject matter of these Rules.

(e) 1889 c. 63.

5. At the end of Rule 20 of the principal Rules (reporting of boy's death, illness or accident), there shall be added the following paragraph :—

“(2) Paragraph (2) of Rule 18 of these Rules shall have effect for the purposes of this Rule as it has effect for the purposes of the said Rule 18.”.

6. In Rule 21 of the principal Rules (remand home visitors), the words “by justices of the juvenile court panels and officers of every court from which boys are remanded to the home and” shall be omitted.

7. In Rule 23 of the principal Rules (which, amongst other matters requires a daily register to be kept showing the presence or absence of each boy remanded), for the word “remanded” there shall be substituted the words “accommodated in the home”.

8. In Rule 24 of the principal Rules (absconding), the first sentence shall be omitted.

9. Rule 25 (application of Rules to detention in a remand home as a place of safety) is hereby revoked.

R. Maudling,
One of Her Majesty's Principal
Secretaries of State.

Home Office,
Whitehall.
7th October 1970.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Remand Home Rules 1939. They take account of certain changes in the law made by the Children and Young Persons Act 1969 (c.54) as from 1st January 1971. Committal or remand of children and young persons to a remand home is replaced by committal or remand to the care of a local authority. Approved school orders are abolished.

Rules 4(2) and 5 provide that the superintendent of a remand home who, under Rule 18 or 20 of the Rules of 1939, is under a duty to inform the parents of a boy of certain matters shall be under the like duty to inform the local authority in whose care he is. The other amendments made by these Rules are consequential on the changes in the law referred to above.

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