

Status: This version of this provision is prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Special Guardianship Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

STATUTORY INSTRUMENTS

2005 No. 1109

The Special Guardianship Regulations 2005

PROSPECTIVE

PART 2

SPECIAL GUARDIANSHIP SUPPORT SERVICES

CHAPTER 3

ASSESSMENT AND PLANS

Notice of proposal as to special guardianship support services

15.—(1) Before making any decision under section 14F(5) of the Act as to a person's needs for special guardianship support services, the local authority must allow the person an opportunity to make representations in accordance with this regulation.

(2) The local authority must first give the person notice of the proposed decision and the time allowed for making representations.

(3) The notice must contain the following information—

- (a) a statement as to the person's needs for special guardianship support services;
- (b) where the assessment relates to his need for financial support, the basis upon which financial support is determined;
- (c) whether the local authority propose to provide him with special guardianship support services;
- (d) the services (if any) that are proposed to be provided to him;
- (e) if financial support is to be paid to him, the proposed amount that would be payable; and
- (f) any proposed conditions under regulation 10(2).

(4) In a case where the local authority propose to provide special guardianship support services and are required to prepare a plan under section 14F(6) of the Act, the notice must be accompanied by a draft of that plan.

(5) The local authority shall not make a decision until—

- (a) the person has made representations to the local authority or notified the local authority that he is satisfied with the proposed decision and, where applicable, the draft plan; or
- (b) the period of time for making representations has expired.

Commencement Information

II Reg. 15 in force at 30.12.2005, see [reg. 1\(1\)](#)

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Changes and effects yet to be applied to :

- Regulations words substituted by [S.I. 2022/634 Sch. para. 1\(1\)\(3\)](#)
- reg. 15 coming into force by [S.I. 2005/1109 reg. 1\(1\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- blanket amendment words substituted by [S.I. 2023/1071 Sch. para. 1](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. para. 1(ga)(gb) inserted by [S.I. 2016/111 reg. 4\(a\)](#)
- Sch. para. 2(ea) inserted by [S.I. 2019/1458 Sch. 3 para. 75\(b\)](#)
- reg. 4(2)(b)-(d) substituted for reg. 4(2)(b) by [S.I. 2019/237 Sch. 1 para. 10\(2\)](#)