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STATUTORY INSTRUMENTS

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**2010 No. 959**

**CHILDREN AND YOUNG PERSONS, ENGLAND**

The Care Planning, Placement and Case  
Review (England) Regulations 2010

*Made* - - - - 24th March 2010  
*Laid before Parliament* 25th March 2010  
*Coming into force* 1st April 2011

THE CARE PLANNING, PLACEMENT AND  
CASE REVIEW (ENGLAND) REGULATIONS 2010

PART 1

General

1. Citation and commencement
2. Interpretation
3. These Regulations do not apply in relation to any child...

PART 2

Arrangements for looking after a child

4. Care planning
5. Preparation and content of the care plan
6. (1) The responsible authority must keep C's care plan under...
7. Health care
- 8ZA Contact with a child in care
8. (1) This regulation applies if C is in the care...

PART 3

Placements – general provisions

9. Placement plan
10. Avoidance of disruption in education
13. Notification of placement
14. Termination of placement by the responsible authority

### *Placement out of area*

11. Placement decision
12. Placements outside England and Wales

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#### Provision for different types of placement

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##### Placement of a child in care with P

15. Application
16. Effect of contact order
17. Assessment of P's suitability to care for a child
18. Decision to place a child with P
19. Circumstances in which a child may be placed with P before assessment completed
20. Support for P

##### CHAPTER 2

##### Placement with local authority foster parents

21. Interpretation
22. Conditions to be complied with before placing a child with a local authority foster parent
- 22A Placement following consideration in accordance with section 22C(9B)(c) of the Act
- 22B Conditions to be complied with before placing C in a long term foster placement
23. Emergency placement with a local authority foster parent
24. Temporary approval
25. Expiry of temporary approval
- 25A Temporary approval of prospective adopter as foster parent
26. Independent fostering agencies – discharge of responsible authority functions

##### CHAPTER 3

##### Other arrangements

27. General duties of the responsible authority when placing a child in other arrangements
- 27A Prohibition on placing a child under 16 in other arrangements
- 27B Exception to the prohibition on placing a child under 16 in other arrangements
- 27C Prohibition on placing a child who is 16 or 17 years old in other arrangements

## PART 5

Visits by the responsible authority's representative etc.

28. Frequency of visits
29. Conduct of visits
30. Consequences of visits
31. Advice, support and assistance for the child

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Reviews of the child's case

32. General duty of the responsible authority to review the child's case
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37. Arrangements for implementing decisions arising out of reviews
38. Records of reviews

### *Conduct of reviews*

34. Local authority's policy on reviews
35. Considerations to which the responsible authority must have regard
36. The role of the IRO

## PART 7

Arrangements made by the responsible authority for ceasing to look after a child

- 39ZA Decision to cease looking after C
39. Arrangements to be made when the responsible authority is considering ceasing to look after C

### *Eligible children*

40. Meaning of eligible child
41. General duties
42. Assessment of needs
43. The pathway plan
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## PART 8

Independent reviewing officers and independent visitors

45. Additional functions of independent reviewing officers
46. Qualifications and experience of independent reviewing officers
47. Independent visitors

## PART 8A

Application of these Regulations with modifications to children on remand

- 47A Application of these Regulations with modifications to children on remand
- 47B (1) Part 2 (arrangements for looking after a child) applies...
- 47C (1) Part 3 (placements) applies with the following modifications.
- 47D Part 4 (provision for different types of placement) does not...
- 47E Part 5 (visits by the responsible authority's representative etc. )...
- 47F Part 6 (reviews) applies with the modification that in regulation...

## PART 9

### Miscellaneous

- 48. Application of these Regulations with modifications to short breaks
- 51. Revocations

### *Records*

- 49. Establishment of records
- 49A. Transfer of case records
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## SCHEDULES

### SCHEDULE 1 — Care plans

- 1. Information to be included in the health plan
- 2. Information to be included in the personal education plan
- 3. Family and social relationships

### SCHEDULE 2 — Matters to be dealt with in the placement plan

- 1. Information to be included in C's placement plan
- 2. Additional information to be included where C is placed with P
- 3. Additional information to be included where C is placed with F, in a children's home or in other arrangements

### SCHEDULE 2A — Matters to be dealt with in the detention placement plan

- 1. How on a day to day basis C will be...
- 2. Any arrangements made for contact between C and any parent...
- 3. The arrangements made for R to visit C in accordance...
- 4. If an independent visitor is appointed, the arrangements made for...
- 5. The arrangements made by the staff of the YDA for...
- 6. The arrangements made by staff of the YDA for C's...
- 7. C's personal history, religious persuasion, cultural and linguistic background, and...
- 8. The arrangements put in place by the staff of the...
- 9. The name and contact details of— (a) the IRO,
- 10. Details of how C's welfare should be adequately safeguarded and...

### SCHEDULE 3 — Matters to be taken into account when assessing the suitability of P to care for C

- 1. In respect of P— (a) P's capacity to care for...
- 2. In respect of members of P's household aged 18 and...

### SCHEDULE 4 — Matters to be taken into account when assessing the suitability of any person to care for C

- 1. In respect of the connected person— (a) the nature and...

### SCHEDULE 5 — Agreement with an independent fostering agency relating to the discharge of the responsible authority's functions

- 1. The agreement must contain the following information—
- 2. Where the agreement relates to a particular child, it must...

**Changes to legislation:** There are currently no known outstanding effects for the The Care Planning, Placement and Case Review (England) Regulations 2010. (See end of Document for details)

**SCHEDULE 6** — Matters to be considered before placing C in accommodation in accordance with other arrangements under section 22C(6)(d)

1. In respect of the accommodation, the— (a) facilities and services...
2. In respect of C, C's— (a) views about the accommodation,...

**SCHEDULE 7** — Considerations to which the responsible authority must have regard when reviewing C's case

1. The effect of any change in C's circumstances since the...
2. Whether the responsible authority should seek any change in C's...
3. Whether there is a plan for permanence for C.
4. The arrangements for contact and whether there is any need...
5. Whether C's placement continues to be the most appropriate available,...
- 5A Whether C's placement safeguards and promotes C's welfare, and whether...
6. C's educational needs, progress and development and whether any change...
7. C's leisure interests.
8. The report of the most recent assessment of C's state...
9. Whether C's needs related to C's identity are being met...
10. Whether the arrangements made in accordance with regulation 31 continue...
11. Whether any arrangements need to be made for the time...
12. C's wishes and feelings, and the views of the IRO,...
13. Where regulation 28(3) applies, the frequency of R's visits.
14. Where C falls within regulation 5(1)(f), whether C's needs as...
15. Whether the delegation of authority to make decisions about C's...

**SCHEDULE 8** — Matters to be dealt with in the pathway plan

1. The name of C's personal adviser.
2. The nature and level of contact and personal support to...
3. Details of the accommodation C is to occupy when C...
4. The plan for C's continuing education or training when C...
5. How the responsible authority will assist C in obtaining employment...
6. The support to be provided to enable C to develop...
7. A programme to develop the practical and other skills C...
8. The financial support to be provided to enable C to...
9. C's health care needs, including any physical, emotional or mental...
10. The responsible authority's contingency plans for action to be taken...

**SCHEDULE 9** — Revocations

The Regulations set out in the table are revoked— Regulations...

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Care Planning, Placement and Case Review (England) Regulations 2010.