



House of Commons

Thursday 14 March 2013

PUBLIC BILL COMMITTEE PROCEEDINGS

CHILDREN AND FAMILIES BILL

[SEVENTH AND EIGHTH SITTINGS]

Lisa Nandy
Mrs Sharon Hodgson

Clause 6, page 4, leave out lines 27 to 35.

Withdrawn 9

Clause agreed to.

Mr. Edward Timpson

Schedule 1, page 116, line 14, leave out paragraph 11 and insert—

- ‘11 (1) Sections 125 to 131 cease to have effect in relation to Scotland.
(2) Accordingly, in section 149 (extent), in subsection (4) omit paragraph (b).’.

Agreed to 15

Schedule, as amended, agreed to.

Lisa Nandy
Mrs Sharon Hodgson

Clause 7, page 5, line 27, at end insert—

- ‘(2A) In subsection (1), after paragraph (d) insert—
“(e) his siblings (whether of the whole or half blood).”.’.

Withdrawn 10

Clause agreed to.

Children and Families Bill, *continued*

Mr Edward Timpson

Agreed to 16

Clause 8, page 7, line 46, at end insert—

- (3A) In section 96(3) of that Act (section 95 does not prohibit payment of legal or medical expenses in connection with applications under section 26 etc) after “26” insert “, 51A”.
- (3B) In section 1(1) of the Family Law Act 1986 (orders which are Part 1 orders) after paragraph (ab) insert—
 “(ac) an order made under section 51A of the Adoption and Children Act 2002 (post-adoption contact), other than an order varying or revoking such an order;”.
- (3C) In section 2 of that Act (jurisdiction of courts in England and Wales to make Part 1 orders: pre-conditions) after subsection (2B) insert—
 “(2C) A court in England and Wales shall not have jurisdiction to make an order under section 51A of the Adoption and Children Act 2002 unless—
 (a) it has jurisdiction under the Council Regulation or the Hague Convention, or
 (b) neither the Council Regulation nor the Hague Convention applies but the condition in section 3 of this Act is satisfied.”.

Mr Edward Timpson

Agreed to 17

Clause 8, page 8, line 4, at end insert—

- (5) In section 17(4) of the Armed Forces Act 1991 (persons to be given notice of application for service family child assessment order) before paragraph (e) insert—
 “(db) any person in whose favour an order under section 51A of the Adoption and Children Act 2002 (post-adoption contact) is in force with respect to the child;”.
- (6) In section 18(7) of that Act (persons who may apply to vary or discharge a service family child assessment order) before paragraph (e) insert—
 “(db) any person in whose favour an order under section 51A of the Adoption and Children Act 2002 (post-adoption contact) is in force with respect to the child;”.
- (7) In section 20(8) of that Act (persons who are to be allowed reasonable contact with a child subject to a protection order) before paragraph (d) insert—
 “(cb) any person in whose favour an order under section 51A of the Adoption and Children Act 2002 (post-adoption contact) is in force with respect to the child;”.
- (8) In section 22A(7) of that Act (persons who are to be allowed reasonable contact with a child in service police protection) before paragraph (d) insert—
 “(cb) any person in whose favour an order under section 51A of the Adoption and Children Act 2002 (post-adoption contact) is in force with respect to the child;”.

Clause, as amended, agreed to.

Children and Families Bill, continued

Bill Esterson

Withdrawn 2

Clause 9, page 8, line 15, at end add—

- ‘(3D) A person appointed by a local authority under subsection (3B) shall be responsible for oversight of the way in which pupil premium for children looked after by that authority is spent.’

Lisa Nandy

Mrs Sharon Hodgson

Not called 18

Clause 9, page 8, line 15, at end add—

- ‘(3D) A person appointed by a local authority under subsection (3B) is responsible for promoting the educational attainment of children in all schools in the local authority area receiving public funding, including Academies.
- (3E) A person appointed by a local authority under subsection (3B) has responsibility for allocating the pupil premium for the education of looked after children paid to the local authority pursuant to section 14 of the Education Act 2002.’

Clause agreed to.

Lisa Nandy

Sharon Hodgson

Withdrawn 19

Clause 10, page 8, line 20, at end insert ‘unless in the view of the court it is unreasonable to do so’.

Lisa Nandy

Sharon Hodgson

Withdrawn 20

Clause 10, page 8, line 34, at end insert “‘approved mediator’ means a mediator who satisfies such training and quality assurance standards as the Lord Chancellor may by regulations specify;’.

Lisa Nandy

Sharon Hodgson

Not called 21

Clause 10, page 8, line 36, after ‘held’, insert ‘with an approved mediator’.

Clause agreed to.

Lisa Nandy

Sharon Hodgson

Withdrawn 23

Clause 11, page 9, line 17, at end insert—

- ‘(2B) “Involvement” means any kind of direct or indirect involvement that promotes the welfare of the child, but shall not be taken to mean any particular division of a child’s time.’

Children and Families Bill, *continued*

Lisa Nandy
Sharon Hodgson

Not selected 22

Page 9, line 11, leave out Clause 11.

Clause agreed to.

Lisa Nandy
Sharon Hodgson

Withdrawn 24

Clause 12, page 9, leave out lines 38 to 41, and insert—

- (a) with whom a child is to—
 - (i) live,
 - (ii) spend time, or
 - (iii) otherwise have contact; and
- (b) when, with any person, a child is to—
 - (i) live,
 - (ii) spend time, or
 - (iii) otherwise have contact.’.

Lisa Nandy
Sharon Hodgson

Not called 25

Clause 12, page 9, line 42, at end add—

- (5) “Rights of custody” under the Hague Convention are determined by an order made under subsection (3)(a)(i).’.

Clause agreed to.

Schedule 2 agreed to.

Lisa Nandy
Sharon Hodgson

Withdrawn 26

Clause 13, page 10, line 14, leave out subsection (5).

Children and Families Bill, *continued*

Lisa Nandy
Sharon Hodgson

Not called 27

Clause 13, page 10, line 15, at end insert—

(5A) The court shall raise with the parties at the first hearing the issue of whether the use of expert evidence is likely to be necessary in the proceedings and shall have particular regard to setting a timetable for consideration of applications for permission to put expert evidence before the court.’

Clause agreed to.

[Adjourned until Tuesday 19 March at 8.55 am