



House of Commons

NOTICES OF AMENDMENTS

given on

Wednesday 5 June 2013

*For other Amendment(s) see the following page(s) of Supplement to Votes:
1233-36 of the 2012-2013 Session
5-6, 135-36, 137-39, 283-84 and 285-96 of the 2013-2014 Session*

CONSIDERATION OF BILL

CHILDREN AND FAMILIES BILL, AS AMENDED

Provision of further assistance to care leavers up to the age of 25

Craig Whittaker
Bill Esterson
Annette Brooke

NC16

To move the following Clause:—

- (1) Section 23CA of the Children Act 1989 (Further assistance to pursue education or training) is amended as follows.
- (2) At the end of the section heading insert “or for welfare purposes”.
- (3) In subsection (1)(a), at the end, insert “and”.
- (4) In subsection (1)(b), omit the last “and”.
- (5) Omit subsection (1)(c).
- (6) In subsection (4), after “training”, insert “or welfare”.
- (7) In subsection (5)(a), omit the last “or”.
- (8) In subsection (5)(b), after “training”, insert “or welfare”.
- (9) At the end of subsection (5), add the following new paragraphs—
 - “(c) providing advice and support in relation to his welfare; or
 - (d) making a grant in exceptional circumstances to enable him to meet expenses connected with his welfare.”.

Caroline Nokes

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Clause 30, page 24, line 34, at end insert—

- (f) arrangements to assist young people and parents in managing a personal budget should they choose one.’.

Children and Families Bill, *continued*
Amendments to the Health Act 2006

Alex Cunningham

NC17

To move the following Clause:—

- (1) The Health Act 2006 is amended as follows.
- (2) After section 8, insert—

“8A Offence of failing to prevent smoking in a private vehicle when children are present

- (1) It is the duty of any person who drives a private vehicle to ensure that the vehicle is smoke-free whenever a child or children under the age of 18 are in such vehicle or part of such vehicle.
 - (2) A person who fails to comply with the duty in subsection (1) commits an offence.
 - (3) A person convicted of an offence under this section is liable on summary conviction to a fine of £60.
 - (4) The Secretary of State may introduce regulations to alter the level of penalty payable under subsection (3).
 - (5) The Secretary of State shall update all relevant regulations regarding the offence created under subsection (2) within six months of this section coming into force.
- (3) In section 79(4)(a), leave out “or 8(7)” and insert “, 8(7), or 8A(3).”.

Bill Esterson
Craig Whittaker

31

Clause 9, page 9, line 8, at end insert ‘and section 23B subsection (8A) and monitoring and evaluating the effectiveness of that local authority in discharging its duties under section 23C subsection (4B) and 23CA and advising them on ways to improve.’.

Bill Esterson
Craig Whittaker

32

Clause 9, page 9, line 11, at end insert ‘In the Children Act 1989, in section 23B after subsection 8 insert—

“(8A) The duty of local authorities under subsection (8) to safeguard and promote the child’s welfare, includes in particular a duty to promote the child’s educational achievement.”.

Lisa Nandy
Stephen Twigg
Mrs Sharon Hodgson

33

Clause 1, page 1, leave out line 9 and insert ‘satisfied that C should be placed for adoption—’.

Children and Families Bill, *continued*

Lisa Nandy
Stephen Twigg
Mrs Sharon Hodgson

34

Clause 2, page 1, line 15, at end insert—

‘(1A) In subsection (4), after paragraph (f) insert—

“(g) the child’s religious persuasion, racial origin and cultural and linguistic background, although this paragraph does not apply to an adoption agency in Wales, to which subsection (5) instead applies.”.’.

Review of impact of under-occupancy penalty on prospective adopters, prospective special guardians and foster parents

Lisa Nandy
Stephen Twigg
Mrs Sharon Hodgson

NC18

To move the following Clause:—

‘Before the end of one year beginning with the day on which this Act receives Royal Assent, the Secretary of State must—

- (a) carry out a review of the impact of the housing under-occupancy penalty on prospective adopters, prospective special guardians and foster parents, and
- (b) publish a report of the conclusions of the review.’.

Lisa Nandy
Stephen Twigg
Mrs Sharon Hodgson

35

Clause 11, page 10, line 10, at end insert—

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

Lisa Nandy
Stephen Twigg
Mrs Sharon Hodgson

36

Clause 15, page 14, line 46, at end insert—

‘(A1) Section 22 of the Children Act 1989 (general duty of local authority in relation to children looked after by them) is amended as follows—

“In subsection (4), after “proposing to look after,”, insert “including when making any fundamental change to the care plan before or after a care order has been made”.’.

Children and Families Bill, *continued*
Arrangements to support child witnesses

Lisa Nandy
 Stephen Twigg
 Mrs Sharon Hodgson

NC19

To move the following Clause:—

- ‘(1) The Secretary of State shall by order introduce arrangements to establish specialist courts in cases where a child has been sexually abused or harmed, and where the child will be required to give evidence to the court, and to be examined by the court.
- (2) Arrangements made by order under subsection (1) above shall include arrangements to appoint intermediaries to support child witnesses in all court cases, and other measures to support child witnesses.’

Personal, social and health education in maintained schools

Lisa Nandy
 Mrs Sharon Hodgson
 Stella Creasy

NC20

To move the following Clause:—

- ‘(1) In section 84(3) of the Education Act 2002 (curriculum foundation subjects for the first, second and third key stages), after paragraph (g) there is inserted—
 “(ga) personal, social and health education”.
- (2) In section 85(4) of the Education Act 2002 (curriculum foundation subjects for the fourth key stage), at the end there is inserted “, and
 (d) personal, social and health education.”
- (3) In section 74(1) of the Education and Inspections Act 2006, which (when brought into force) will substitute a new section 85 in the Education Act 2002, in subsection (4) of that substituted section (foundation subjects for the fourth key stage), at the end there is inserted “, and
 (d) personal, social and health education.”
- (4) Before section 86 of the Education Act 2002 there is inserted—

“85B Personal, social and health education

- (1) For the purposes of this Part, personal, social and health education (“PSHE”) shall include sex and relationship education, including information about same-sex relationships, sexual violence, domestic violence and sexual consent.
- (2) The National Curriculum for England is not required to specify attainment targets or assessment arrangements for PSHE (and section 84(1) has effect accordingly).
- (3) The Secretary of State for Education shall set out guidance to schools and colleges to ensure that a coherent approach to personal, social, health and economic education is developed, including between primary and secondary schools.
- (4) It is the duty of the governing body and head teacher of any school in which PSHE is provided in pursuance of this Part to secure that guidance issued under subsection (3) is followed and that—

Children and Families Bill, *continued*

- (a) information presented in the course of providing PSHE should be accurate and balanced;
 - (b) PSHE is taught in a way that is appropriate to the ages of the pupils concerned and to their religious and cultural backgrounds, and reflects a reasonable range of religious, cultural and other perspectives;
 - (c) PSHE is taught in a way that endeavours to promote equality, celebrate diversity, and emphasise the importance of both rights and responsibilities.
- (5) In the exercise of their functions under this Part so far as relating to PSHE, a local authority, governing body or head teacher shall have regard to any guidance issued from time to time by the Secretary of State.
- (5) Section 403 of the Education Act 1996 (sex education: manner of provision) is amended as set out in subsections (2) to (5).
- (6) In subsection (1), for the words from the beginning to “at a maintained school” there is substituted “The governing body or other proprietor of any school to which this section applies, and its head teacher, must take such steps as are reasonably practicable to ensure that sex and relationships education is given to registered pupils at the school and that”.
- (7) After that subsection there is inserted—
- “(1ZA) The schools to which this section applies are—
- (a) maintained schools;
 - (b) city technology colleges;
 - (c) city colleges for the technology of the arts;
 - (d) Academies.
- A reference in this section or section 404 to the governing body of a school, in relation to a school within paragraph (b), (c) or (d), shall be read as a reference to the proprietor of the school.”.
- (8) In subsection (1A)—
- (a) for “when sex education is given to registered pupils at maintained schools” there is substituted “when sex and relationships education is given to registered pupils at schools to which this section applies”;
 - (b) in paragraph (a), after “, and” there is inserted “learn the nature of civil partnership and the importance of strong and stable relationships.”;
 - (c) paragraph (b) is omitted.
- (9) In subsection (1C), for “sex education” there is substituted “sex and relationships education”.
- (10) In section 579 of that Act (general interpretation), in the definition of “sex education” in subsection (1)—
- (a) for “sex education” there is substituted “sex and relationships education”;
 - (b) at the end there is inserted “but does not include education about human reproduction provided as part of any science teaching”.
- (11) For section 405 of the Education Act 1996 there is substituted—

“405 Exemption from sex and relationships education

- “(1) If a pupil of sufficient maturity in attendance at a school to which section 403 applies requests to be wholly or partly excused from receiving sex and relationships education at the school, the pupil shall be so excused accordingly until the request is withdrawn.
- (2) The Secretary of State must in regulations define “sufficient maturity”.

Children and Families Bill, *continued*

- (3) A statutory instrument containing regulations under subsection (2) may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
 - (4) The Secretary of State must lay draft regulations before Parliament before the end of the period of 3 months beginning with the day on which this Act is passed.”’.
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NOTICES WITHDRAWN

The following Notices were withdrawn on 5 June 2013:
NC1 and NC2.
