



House of Commons

NOTICES OF AMENDMENTS

given up to and including

Thursday 9 February 2017

New Amendments handed in are marked thus ★

☆ *Amendments which will comply with the required notice period at their next appearance*

CONSIDERATION OF BILL (REPORT STAGE)

CHILDREN AND SOCIAL WORK BILL [*LORDS*], AS AMENDED

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in the order in which they relate to the Bill.

NEW CLAUSES

Stella Creasy
Kate Green
Helen Hayes

NC1

To move the following Clause—

“Safeguarding: provision of personal, social and health education

- (1) For the purpose of safeguarding and promoting the welfare of children a local authority in England must ensure that pupils educated in their area receive appropriate personal, social and health education.
- (2) For the purposes of subsection (1) “personal, social and health education” must include but shall not be restricted to—
 - (a) sex and relationships education,
 - (b) same-sex relationships,
 - (c) sexual consent,

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- (d) sexual violence,
 - (e) online and offline personal safety, and
 - (f) domestic violence and forms of abuse.
- (3) Targeted inspections carried out by the Office for Standards in Education, Children’s Services and Skills (Ofsted) under section 136 of the Education and Inspections Act 2006 shall include an assessment of the provision of personal, social and health education under subsection (1), including whether the information provided to pupils is—
- (a) accurate and balanced,
 - (b) age-appropriate,
 - (c) inclusive,
 - (d) factual, and
 - (e) religiously diverse.
- (4) Assessments made under subsection (3) must include an evaluation of any arrangements for pupils of sufficient maturity to request to be wholly or partly excused from participating in personal, social and health education.
- (5) For the purpose of subsection (4) “sufficient maturity” shall be defined in guidance by the Secretary of State.
- (6) Withdrawal from personal, social and health education by pupils under subsection (4) shall not be considered a breach of the safeguarding duties of a local authority.
- (7) This section comes into force at the end of the period of twelve months beginning with the day on which this Act is passed.”
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Mr David Burrowes

NC2

To move the following Clause—

“Post-removal counselling for parents and legal guardians who are themselves looked after children or care leavers

After section 19 of the Children Act 1989 insert—

“19A Post-removal counselling for parents and legal guardians

Where a child is permanently removed from the care of a birth parent or a guardian under the powers in section 31 of the Children Act 1989 (care and supervision orders), a local authority must, so far as is reasonably practicable, provide a counselling service and commission therapeutic support for the parent or guardian where—

- (a) the parent or guardian is a looked after child, or
- (b) the parent or guardian is a care leaver.””

Member’s explanatory statement

This new clause would provide post-removal support for parents who are themselves a looked after child or care leaver.

Children and Social Work Bill [*Lords*], *continued*

Mrs Emma Lewell-Buck

NC3

To move the following Clause—

“Sibling contact for looked after children

- (1) In section 34(1) of the Children Act 1989, after paragraph (d) insert—
“(e) his siblings (whether of the whole or half blood).”
- (2) In paragraph 15(1) of Schedule 2 to the Children Act 1989, after paragraph (c) insert—
“(d) his siblings (whether of the whole or half blood).”

Member’s explanatory statement

This new clause would ensure that children in care are allowed reasonable contact with their siblings.

Mrs Emma Lewell-Buck
Ian Murray
Mr David Anderson

NC4

To move the following Clause—

“Placing children in secure accommodation elsewhere in Great Britain

- (1) Schedule (Placing children in secure accommodation elsewhere in Great Britain) ends at the end of the period of two years beginning with the day on which this Act is passed.”

Member’s explanatory statement

This new clause would revoke provisions in the Bill that enable local authorities in England and Wales to place children in secure accommodation in Scotland, and vice versa, two years after the Act comes into force.

Mr David Burrowes
Mrs Maria Miller
Dr Sarah Wollaston
Neil Carmichael
Sarah Champion
Dame Caroline Spelman

Mr Graham Allen
Caroline Ansell
Maria Caulfield
Mr Dominic Grieve
Mr Gary Streeter
Robert Ffello
Mr Charles Walker

Fiona Bruce
Ben Howlett
Nicky Morgan
Robert Neill
Jon Cruddas
Jim Shannon
Julian Knight

Christian Matheson
Tim Loughton
Andrew Selous
Stephen Timms
Steve Double
Derek Thomas
Simon Hart

Children and Social Work Bill [*Lords*], *continued*

Michael Tomlinson
Mr Graham Brady
Sir David Amess
Mrs Flick Drummond

Johnny Mercer
Tulip Siddiq
Mr Shailesh Vara
Will Quince

Dr Caroline Johnson
Nusrat Ghani
Caroline Lucas

NC5

To move the following Clause—

“Safeguarding and promoting the welfare of children: Relationships education

- 5
- (1) For the purposes of safeguarding and promoting the welfare of children, the Secretary of State must, by regulations, make Relationships Education a statutory component of the National Curriculum within the meaning of Part 6 of the Education Act 2002.
- 10
- (2) Following consultation, the regulations must include provisions relating to the curriculum of Relationships Education, which must include, but shall not be restricted to—
- 15
- (a) how to recognise and understand a healthy relationship, including self-respect and respect for others,
- (b) how to recognise and handle bullying and peer pressure, such as sexting,
- (c) the meaning of consent,
- (d) signs of an exploitative relationship, including physical, mental and sexual harassment,
- (e) conflict management, and
- (f) safety online, such as exposure to pornography.
- 20
- (3) In the Academies Act 2010, after subsection (1)(b) of section 1A insert—
- “(1)(b)(a) it has a curriculum satisfying the requirements of regulations made under section (Safeguarding and promoting the welfare of children: Relationships Education) of the Children and Social Work Act 2017.”
- (4) The governing body of a maintained school or Academy must consult parents and local safeguarding partners on the manner of provision of Relationships Education.
- 25
- (5) The governing body of a maintained school or Academy must—
- (a) make, and keep up to date, a written statement of their policy with regard to the manner of provision and content of Relationships Education, and
- (b) make copies of the statement publicly available and bring it to the attention of all registered pupils’ parents and local safeguarding partners in a manner considered appropriate by the school.
- 30
- (6) The Secretary of State must issue guidance, which must include but shall not be restricted to, guidance to secure that when Relationships Education is given to registered pupils at a maintained school or Academy—
- 35
- (a) they learn the importance of respect, tolerance and commitment in all types of healthy relationships,
- (b) they learn how the quality of relationships affects mental and physical health in both adults and children,
- (c) they are protected from teaching and materials which are inappropriate having regard to the age and the religious background of the pupils concerned.
- 40
- (7) In discharging their functions under regulations introduced by this section governing bodies and head teachers must have regard to—
- (a) the Secretary of State’s guidance issued under subsection (6), and

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- 45 (b) where any teaching covers issues relating to sex education, the Secretary of State's guidance issued under section 403(1A) of the Education Act 1996.
- (8) Sections 404 and 405 of the Education Act 1996 apply to any subject taught through Relationships Education that the governing body considers to fall within the meaning of sex education.
- 50 (9) The Secretary of State may at any time revise the guidance under subsection (6)."

Member's explanatory statement

This new clause would require the Secretary of State to make Relationships Education a statutory subject within the National Curriculum, including for Academies. Content must include those subjects outlined in subsection (2) and Relationships Education must be taught having regard to guidance issued by the Secretary of State under subsection (6) and sex education under subsection (7).

As an Amendment to Mr David Burrowes's proposed New Clause (*Safeguarding and promoting the welfare of children: Relationships education*) (NC5):—

Caroline Lucas

- (a)
- ☆ Line 38, leave out paragraph (c) and insert—
- “(c) teaching materials are—
- (i) appropriate to the age of the pupils concerned, and
- (ii) factually accurate and evidence-based, and
- (d) pupils are taught in a way that—
- (i) promotes equality as defined with reference to the protected characteristics included in the Equality Act 2010,
- (ii) encourages acceptance of diversity and difference, and
- (iii) emphasises the importance of responsibilities and rights.”

Member's explanatory statement

This amendment seeks to update the language taken from the 1996 Act as set out in part (6)(c) of NC5 and replace it with language intended to ensure relationships teaching and materials are always age appropriate, evidence based and accurate. It is also designed to put on the face of the Bill the principle that pupils should be taught relationships education in a way that promotes equality with reference to the protected characteristics of the Equality Act 2010.

Mr David Burrowes
Mrs Maria Miller
Dr Sarah Wollaston
Neil Carmichael
Sarah Champion
Dame Caroline Spelman

Mr Graham Allen
Caroline Ansell
Tulip Siddiq
Nusrat Ghani
Andrew Selous
Stephen Timms
Steve Double
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Fiona Bruce
Ben Howlett
Maria Caulfield
Sir David Amess
Mr Dominic Grieve
Mr Gary Streeter
Robert Ffello
Mr Charles Walker

Christian Matheson
Tim Loughton
Mr Shailesh Vara
Nicky Morgan
Robert Neill
Jon Cruddas
Jim Shannon
Julian Knight

Children and Social Work Bill [*Lords*], *continued*

Simon Hart
Mr Graham Brady
Will Quince

Michael Tomlinson
Dr Caroline Johnson

Johnny Mercer
Mrs Flick Drummond

NC6

To move the following Clause—

“Extending duty to provide sex education to Academies

- (1) In Section (1A) of the Academies Act 2010, in subsection (1)(b) after “78” insert “and section 80(1)(c) (provision of sex education)”.
- (2) Section 403 of the Education Act 1996 is amended as follows—
 - (a) in section (1), after “school” insert “or Academy”;
 - (b) in section (1A), after “school” insert “or Academies”;
 - (c) after section (1B) insert—

“(1BA) The governing body must consult with parents on the content of a sex education curriculum, which must be made publicly available and brought to the attention of all registered pupils’ parents in a manner considered appropriate by the school.”

- (3) In section 404 of the Education Act 1996, in subsection (1), after “school” insert “or Academy”.
- (4) In section 405 of the Education Act 1996, after first “school” insert “or Academy”.

Member’s explanatory statement

This new clause would extend to Academies the duties that currently apply to maintained schools in relation to sex education.

Stella Creasy

1

Clause 16, page 13, line 34, at end insert “, including unaccompanied refugee children once placed in the area, and unaccompanied refugee children who have been identified for resettlement in the area.”

Frank Field

3

Clause 16, page 13, line 34, at end insert—

- “(1A) The safeguarding partners for a local authority area in England must conduct and publish a review of the steps taken by that local authority to safeguard and promote the welfare of children since 1 June 2010, including an assessment of the impact of Government policies since that date.
- (1B) The Government policies to be considered under subsection (1A) are those deemed by the safeguarding partners to be relevant to the safeguarding and welfare of children.”

Member’s explanatory statement

This amendment would require the safeguarding partners for a local authority area in England to conduct a review of steps they have taken to safeguard and promote the welfare of children since 1 June 2010, including an assessment of the impact of Government policies since that date.

Children and Social Work Bill [*Lords*], *continued*

Stella Creasy

Clause 22, page 17, line 30, at end insert—

“(3) Guidance given by the Secretary of State in connection with functions conferred by section 16E in relation to unaccompanied refugee children must be developed in accordance with the 1989 Convention on the Rights of the Child.”

2

Mrs Emma Lewell-Buck

Page 20, line 23, leave out Clause 32

4

Mrs Emma Lewell-Buck

Page 21, line 33, leave out Clause 33

5

Mrs Emma Lewell-Buck

Page 22, line 3, leave out Clause 34

6

Mrs Emma Lewell-Buck

Page 22, line 27, leave out Clause 35

7

Mrs Emma Lewell-Buck

Page 22, line 36, leave out Clause 36

8

Mrs Emma Lewell-Buck

Page 23, line 16, leave out Clause 37

9

Children and Social Work Bill [*Lords*], *continued*

Mrs Emma Lewell-Buck

Page 23, line 31, leave out Clause 38

10

Mrs Emma Lewell-Buck

Page 23, line 36, leave out Clause 39

11

ORDER OF THE HOUSE [5 DECEMBER 2016]

That the following provisions shall apply to the Children and Social Work Bill [*Lords*]:

Committal

1. The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 17 January 2017.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Proceedings on Consideration and up to and including Third Reading

4. Proceedings on Consideration and proceedings in legislative grand committee shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and up to and including Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of any message from the Lords) may be programmed.
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