AMENDMENTS
TO BE MOVED
IN GRAND COMMITTEE

Clause 1

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 1, line 8, leave out “have regard to” and insert “ensure that they meet”

After Clause 1

LORD MACKAY OF CLASHFERN

Insert the following new Clause—
“Member of care staff to be responsible for the well-being of a child in local authority care

(1) When a local authority receives a child into its care, it must forthwith appoint one of its care staff to be responsible for the well-being of that child and, subject to subsection (2), the appointment shall endure for so long as the child remains in the care of the authority.

(2) If a change of circumstances makes necessary the termination of that appointment, the authority must forthwith appoint another member of its care staff to be responsible for the well-being of the child.”

Clause 2

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 2, line 41, at end insert—
“(2A) A local authority in England must conduct an assessment of the services required to meet the needs of care leavers in relation to—
(a) health and well-being;
(b) education and training;
(c) employment;
(d) accommodation;
(e) participation in society.”
Clause 2 - continued

(2B) The results of the assessment must be published online.
(2C) A local authority in England must provide services that meet the needs identified in the assessment carried out under (2A) and which also meet the national minimum standard.”

Page 3, line 2, at end insert—

“() The Secretary of State must publish a national minimum standard to set out the quality and extent of services which must be offered as a minimum by a local authority under its “local offer for care leavers”.

() Before setting the national minimum standard, the Secretary of State must take advice from health, local government, housing and education bodies on the requirements for such a standard.”

Page 3, line 8, at end insert—

“( ) Responses to the consultation must be published online.”

After Clause 2

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Insert the following new Clause—

“Assumption of entitlement to support up to 25
(1) All care leavers, as defined in subsection 2(7), are entitled to access all services listed in the local offer, as defined in section 2.
(2) A local authority must take reasonable steps to ensure that all care leavers, as defined in subsection 2(7), are aware of—
   (a) their entitlement to services listed in the local offer;
   (b) their entitlement to advice and support on request under section 3.”

Clause 3

LORD WILLS
LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 3, line 42, leave out “on request”

LORD WILLS

Page 4, leave out lines 4 and 5 and insert—

“(2) The local authority has the following duties in relation to advice and support for care leavers.”
Clause 3 - continued

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 4, leave out lines 4 and 5 and insert—
“(2) The local authority has the following duties to the former relevant child, whether or not they have requested further advice and support.”

LORD WILLS

Page 4, line 6, leave out “former relevant child” and insert “care leaver”

Page 4, line 7, leave out “former relevant child” and insert “care leaver”

Page 4, line 12, leave out “former relevant child” and insert “care leaver”

Page 4, line 14, leave out “former relevant child” and insert “care leaver”

Page 4, line 14, at end insert—
“( ) The local authority must continue to adhere to the pathway plan prepared under subsection (4)(b) in a case where the care leaver is referred to external services for their needs to be met for the purposes of subsection (4)(a).”

Page 4, line 16, leave out “former relevant child” and insert “care leaver”

Page 4, line 20, leave out “former relevant child” and insert “care leaver”

Page 4, line 22, leave out “former relevant child” and insert “care leaver”

Page 4, line 25, leave out “former relevant child” and insert “care leaver”

Page 4, line 27, leave out “former relevant child” and insert “care leaver”

Page 4, line 30, leave out “former relevant child” and insert “care leaver”

Page 4, line 31, leave out “23C(1)” and insert “2(7) of the Children and Social Work Act 2016”

Page 4, line 36, at end insert—
“( ) The Secretary of State may only vary the functions of personal advisers if the Secretary of State has first laid before each House of Parliament a report setting out how it is intended to vary those functions.”
Clause 3 - continued

Page 5, line 16, at end insert—
“( ) After section 22(3A) of the Children Act 1989 (duties of local authorities in relation to children looked after by them) insert—
“(3CA) The duties of a local authority under subsections (3A), (3B) and (3C) to promote the child’s educational achievement apply in relation to care leavers (within the meaning of section 2(7) of the Children and Social Work Act 2016) as well as in relation to children looked after by a local authority.”

Clause 12

LORD RAMSBOTHAM

Page 12, line 11, at end insert—
“a “place of detention” means police custody, the prison estate, mental health detention, immigration detention and military detention;”

Page 12, line 18, at end insert “or
“(c) a child has died in a place of detention or imprisonment;”

Page 12, line 19, leave out “or long-term impairment of mental” and insert “ill-treatment or serious or long-term impairment of mental or physical”

Clause 15

LORD WILLS

Page 13, line 28, at end insert—
“(2A) The Secretary of State must consult children in care, those representing children in care, and care leavers in their area before making a decision to grant an exemption or make modifications under subsection (2).

(2B) Local authorities must consult children in care, those representing children in care, and care leavers in their area before making plans to apply for an exemption or modification under subsection (2).

(2C) The Secretary of State must appoint an independent body to oversee the Secretary of State’s decisions to grant exemptions and make modifications to requirements under subsection (2).

(2D) The appointment of the independent body under subsection (2C) must be, or have been, endorsed by the Commissioner for Public Appointments.”
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20 June 2016