

Children and Social Work Bill [HL]

AMENDMENTS TO BE MOVED IN GRAND COMMITTEE

Clause 1

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 1, line 7, after “England” insert “, a Clinical Commissioning Group, NHS England or a relevant housing organisation”

THE EARL OF LISTOWEL

Page 1, line 7, after “England” insert “or department of the United Kingdom Government”

BARONESS MASSEY OF DARWEN

Page 1, line 10, after “health” insert “(including mental health)”

Page 1, line 19, after “best” insert “social and emotional”

BARONESS WALMSLEY

Page 2, line 1, leave out paragraph (f) and insert—

“(f) protect the safety of those children and young people and provide stability in their home lives, relationships and education or work;”

BARONESS MASSEY OF DARWEN

Page 2, line 4, at end insert—

“() to take into account the age, gender, vulnerability, religious persuasion, racial origins and linguistic background of those children and young people;
() to take into account the trauma and suffering which may have been experienced by those children and young people.”

BARONESS WALMSLEY

Page 2, line 4, at end insert—

“() keep siblings together whenever possible;

Clause 1 - continued

- () provide appropriate support to help children recover from past abuse and neglect;
- () value children and young people's backgrounds, individual personalities and talents and interests;
- () promote the rights and entitlements of children and young people, and their full and equal participation in society;
- () provide professional assessment of children's mental and physical health, including speech and language needs, when they come into care and provide appropriate treatment or therapy."

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 2, line 4, at end insert –

- “() to promote early intervention in meeting the current and future needs of those children and young people.”

Page 2, line 25, after “England” insert “, a Clinical Commissioning Group, NHS England or a relevant housing organisation”

Clause 2

BARONESS MASSEY OF DARWEN

Page 2, line 33, at end insert –

- “() services which the local authority offers to assist migrant and trafficked children.”

BARONESS WALMSLEY

Page 2, line 33, at end insert –

- “() Information published under subsection (1) must be in a form which can be accessed and understood by care leavers with physical or mental disabilities.”

THE EARL OF LISTOWEL

Page 2, line 33, at end insert –

- “(1A) Departments of the United Kingdom Government must publish information about services which central Government departments offer that may assist care leavers in, or in preparing for, adulthood and independent living.”

Page 2, line 34, after “subsection (1)” insert “and (1A)”

After Clause 2

THE EARL OF LISTOWEL

Insert the following new Clause –

“National offer for care leavers

- (1) The Income Support (General) Regulations 1987 are amended as follows.

After Clause 2 - continued

- (2) In schedule 1B (Prescribed categories of person), after paragraph 1 insert –
“Care leavers
An individual who is a former relevant child within the meaning given by section 23C(1) of the Children Act 1989, and who is under the age of 25.”
- (3) The Working Tax Credit (Entitlement and Maximum Rate) Regulations 2002 are amended as follows.
- (4) In regulation 4(1), Second Condition, after paragraph (b) insert –
“(c) is aged at least 18 and is a former relevant child within the meaning given by section 23(1) of the Children Act 1989, and is under the age of 25, and undertakes not less than 30 hours work per week.”
- (5) The Housing Benefit Regulations 2009 are amended as follows.
- (6) In regulation 2, in the definition of “young individual”, in each of paragraphs (b), (c), (d), (e) and (f), for “22 years” substitute “25 years”.

BARONESS HOWARTH OF BRECKLAND

Insert the following new Clause –

“Council tax exemption for care leavers

- (1) The Local Government Finance Act 1992 is amended as follows.
- (2) In section 6(4) (persons liable to pay council tax), after “etc)” insert “or 10A (care leavers)”.
- (3) In Schedule 1, after paragraph 10 insert –
“Care leavers
10A A person shall be disregarded for the purposes of discount on a particular day if on the day the person is –
(a) a former relevant child within the meaning given by section 23C(1) of the Children Act 1989; and
(b) under the age of 25.”
- (4) The Council Tax (Exempt Dwellings) Order 1992 is amended as follows.
- (5) In Article 3, Class N, after paragraph 1(b) insert –
“(c) occupied only by one or more former relevant children within the meaning given by section 23C(1) of the Children Act 1989 who are under the age of 25. ””

After Clause 3**BARONESS WALMSLEY**

Insert the following new Clause –

“Duty of the Secretary of State

- (1) The Secretary of State must promote the rights and well-being of children and young people in England mentioned in section 1(2).
- (2) In this section –

After Clause 3 - continued

“rights” means –

- (a) the Convention rights within the meaning given by section 1 of the Human Rights Act 1998;
- (b) the United Nations Convention on the Rights of the Child; and
- (c) other human rights;

“well-being” means –

- (a) physical and mental health and emotional well-being;
- (b) protection from harm and neglect;
- (c) education, training and recreation;
- (d) the contribution made by them to society;
- (e) social and economic well-being.”

Clause 4

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH

Page 5, line 28, after “parents” insert “and any other person with parental responsibility”

Clause 8

BARONESS WALMSLEY

Page 9, line 9, at end insert –

“() the child’s wishes and feelings.”

After Clause 8

LORD WATSON OF INVERGOWRIE
LORD HUNT OF KINGS HEATH
BARONESS TYLER OF ENFIELD

Insert the following new Clause –

“Sibling contact for looked after children

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

Clause 12

BARONESS WALMSLEY

Page 12, line 18, after “harmed” insert “, or has suffered physical injuries or harm caused by unlawful or abusive restraint in any institutional setting”

Clause 13

LORD RAMSBOTHAM

Page 12, line 41, at end insert –

“(4) Regulations under subsection (3) must include within the definition of regulated setting police custody, the prison estate, mental health detention, immigration detention and military detention.”

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21 June 2016
