



# Social Services and Well-being (Wales) Act 2014

2014 anaw 4

## PART 6

### LOOKED AFTER AND ACCOMMODATED CHILDREN

#### *Leaving care, accommodation and fostering*

#### **118 Information**

- (1) Where it appears to a local authority that a young person—
- (a) with whom it is under a duty to keep in touch under section 105,
  - (b) whom it has been advising and befriending under section 114 or 115, or
  - (c) to whom it has been giving other support under section 114 or 115,
- proposes to live, or is living, in the area of another local authority or a local authority in England, it must inform that other authority.
- (2) Where a child who is accommodated in Wales—
- (a) by a voluntary organisation or in a private children's home,
  - (b) by or on behalf of any Local Health Board or Special Health Authority,
  - (c) by or on behalf of [<sup>F1</sup>an integrated care board] or [<sup>F2</sup>NHS England],
  - (d) by or on behalf of local authority in the exercise of education functions,
  - (e) by or on behalf of a local authority in England in the exercise of education functions,
  - (f) in any care home or independent hospital, or
  - (g) in any accommodation provided by or on behalf of an NHS Trust or by or on behalf of an NHS Foundation Trust,

ceases to be so accommodated after reaching the age of 16, the person by whom or on whose behalf the child was accommodated or who carries on or manages the home

*Changes to legislation: Social Services and Well-being (Wales) Act 2014, Section 118 is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

or hospital (as the case may be) must inform the local authority or local authority in England within whose area the child proposes to live.

- (3) Subsection (2) only applies by virtue of paragraphs (b) to (g), if the accommodation has been provided for a consecutive period of at least three months.
- (4) In a case where a child was accommodated by or on behalf of a local authority, or a local authority in England, in the exercise of education functions, subsection (2) applies only if the authority which accommodated the child is different from the authority within whose area the child proposes to live.

#### **Textual Amendments**

- F1** Words in s. 118(2)(c) substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 4 para. 222\(a\)](#); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F2** Words in s. 118(2)(c) substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 1 para. 28\(a\)](#); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

#### **Commencement Information**

- I1** S. 118 in force at 6.4.2016 by [S.I. 2016/412](#), [art. 2](#) (with [art. 4](#), [Schs. 1, 2](#))

**Changes to legislation:**

Social Services and Well-being (Wales) Act 2014, Section 118 is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- s. 118(2)(c) words substituted by [2022 c. 31 Sch. 1 para. 28\(b\)](#) (Amendment to Welsh text)
- s. 118(2)(c) words substituted by [2022 c. 31 Sch. 4 para. 222\(b\)](#) (Amendment to Welsh text)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 162(4)(ga) inserted by [2022 asc 1 Sch. 4 para. 30\(2\)\(b\)](#)
- s. 163(4A) inserted by [2014 c. 23 s. 75\(10\)](#) (Effect inserting (4) not applied at s. 163 as it appears to relate to s. 194 in view of the title of the section as cited i.e. "ordinary residence". In s. 194 another (4), identically worded, is inserted on the same date by S.I. 2016/413, regs. 2(1), 316(a))