
STATUTORY INSTRUMENTS

1991 No. 892

CHILDREN AND YOUNG PERSONS

Definition of Independent Visitors (Children) Regulations 1991

Made - - - - *2nd April 1991*
Laid before Parliament *10th April 1991*
Coming into force - - *14th October 1991*

The Secretary of State for Health, in exercise of the powers conferred by paragraph 17(7) of Schedule 2 to the Children Act 1989(1) and of all other powers enabling him in that behalf hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Definition of Independent Visitors (Children) Regulations 1991 and shall come into force on 14th October 1991.

Independent visitors

2. A person appointed by a local authority as an independent visitor under paragraph 17(1) of Schedule 2 to the Children Act 1989 shall be regarded as independent of the local authority appointing him in the following circumstances:

- (a) where the person appointed is not connected with the local authority by virtue of being—
 - (i) a member of the local authority or any of their committees or sub-committees, whether elected or co-opted; or
 - (ii) an officer of the local authority employed in the Social Services Department of that authority; or
 - (iii) a spouse of any such person;
- (b) where the child who is to receive visits from the person appointed is accommodated by an organisation other than the local authority, and the person appointed is not—
 - (i) a member of that organisation; or
 - (ii) a patron or trustee of that organisation; or
 - (iii) an employee of that organisation, whether paid or not; or
 - (iv) a spouse of any such person.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State for Health.

2nd April 1991

Virginia Bottomley
Minister of State,
Department of Health

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prescribe the circumstances in which a person appointed as an independent visitor is to be regarded as independent of the local authority appointing him.

Regulation 2(a) provides that certain local authority members, employees and their spouses, are not to be regarded as independent. Regulation 2(b) provides that where the child is accommodated by some organisation other than a local authority, certain persons connected with that organisation shall not be regarded as independent.