



Local Government (Wales) Measure 2011

2011 nawm 4

PART 2

FAMILY ABSENCE FOR MEMBERS OF LOCAL AUTHORITIES

27 New adoption absence

- (1) This section applies to a member of a local authority who satisfies prescribed conditions—
 - (a) as to relationship with a child placed, or expected to be placed, for adoption under the law of any part of the United Kingdom, and
 - (b) as to relationship with a person with whom the child is, or is expected to be, so placed for adoption.
- (2) The member is entitled to a period of absence (“new adoption absence”) for the purpose of—
 - (a) caring for the child, or
 - (b) supporting the person by reference to whom the member satisfies the condition under subsection (1)(b).
- (3) Regulations must include provision for determining—
 - (a) the extent of a member's entitlement to new adoption absence in respect of a child;
 - (b) when new adoption absence may be taken.
- ^{F1}(4)
- (5) Regulations must require new adoption absence to be taken before the end of a prescribed period.
- ^{F2}(6)
- (7) Regulations may prescribe circumstances in which a member of a local authority, or the local authority, may—
 - (a) bring a period of new adoption absence to an end, or

Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 27. (See end of Document for details)

(b) cancel a period of new adoption absence.

(8) Regulations may—

- (a) (for the purpose of subsection (2)) prescribe things which are, or are not, to be taken as done for the purpose of caring for a child or supporting a person with whom a child is placed for adoption;
- (b) allow a member to choose, subject to prescribed restrictions, the date on which a period of new adoption absence starts;
- (c) make provision excluding the right to be absent under this section in the case of a member who exercises a right to be absent on adopter's absence;
- (d) make provision excluding an entitlement to new adoption absence in respect of a child where more than one child is placed for adoption as part of the same arrangement;
- (e) make provision about how new adoption absence may be taken.

^{F3}(9)

^{F4}(10)

(11) The Welsh Ministers may by regulations provide for this section to apply in relation to cases which involve adoption, but not the placement of a child for adoption under the law of any part of the United Kingdom.

Textual Amendments

- F1** S. 27(4) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), **ss. 61(5)(a)**, 175(1)(d)
- F2** S. 27(6) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), **ss. 61(5)(b)**, 175(1)(d)
- F3** S. 27(9) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), **ss. 61(5)(c)**, 175(1)(d)
- F4** S. 27(10) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), **ss. 61(5)(c)**, 175(1)(d)

Commencement Information

- I1** S. 27 in force at 30.4.2012 by [S.I. 2012/1187](#), **art. 2(1)(c)**

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 27.