
STATUTORY INSTRUMENTS

1995 No. 755

The Children (Northern Ireland) Order 1995

PART VI

PROTECTION OF CHILDREN

Refuges for children at risk

70.—(1) Where it is proposed to use a voluntary home or a registered children’s home to provide a refuge for children who appear to be at risk of harm, the Department may issue a certificate under this Article with respect to that home.

(2) Where an authority or voluntary organisation arranges for a foster parent to provide such a refuge, the Department may issue a certificate under this Article with respect to that foster parent.

(3) In paragraph (2) “foster parent” means a person who is, or who from time to time is, an authority foster parent or a foster parent with whom children are placed by a voluntary organisation.

(4) The Department may by regulations—

- (a) make provision as to the manner in which certificates may be issued;
- (b) impose requirements which must be complied with while any certificate is in force; and
- (c) provide for the withdrawal of certificates in prescribed circumstances.

(5) Where a certificate is in force with respect to a home, none of the provisions mentioned in paragraph (7) shall apply in relation to any person providing a refuge for any child in that home.

(6) Where a certificate is in force with respect to a foster parent, none of the provisions mentioned in paragraph (7) shall apply in relation to the provision by him of a refuge for any child in accordance with arrangements made by the authority or voluntary organisation.

(7) The provisions are—

- (a) Article 68;
- (b) sections 140(6) and 144(3) of the Children and Young Persons Act (Northern Ireland) 1968⁽¹⁾ (escapes from training schools, etc.);
- (c) section 71 of the Social Work (Scotland) Act 1968⁽²⁾ (harbouring children who have absconded from residential establishments etc.), so far as it applies in relation to anything done in Northern Ireland;
- (d) section 32(3) of the Children and Young Persons Act 1969⁽³⁾ (compelling, persuading, inciting or assisting any person to be absent from detention, etc.), so far as it applies in relation to anything done in Northern Ireland;
- (e) Article 4 of the Child Abduction (Northern Ireland) Order 1985⁽⁴⁾ (abduction of children by persons other than parents, etc.).

(1) 1968 c. 34 (N.I.)

(2) 1968 c. 49

(3) 1969 c. 54

(4) 1985 NI 17

Status: *This is the original version (as it was originally made).*
