

*Status: Point in time view as at 14/10/1991.*

*Changes to legislation: Children Act 1989, Part II is up to date with all changes known to be in force on or before 24 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)*

## SCHEDULES

### SCHEDULE 3

#### SUPERVISION ORDERS

#### PART II

#### MISCELLANEOUS

##### Commencement Information

**II** Sch. 3 Pt. II wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

##### *Life of supervision order*

- 6 (1) Subject to sub-paragraph (2) and section 91, a supervision order shall cease to have effect at the end of the period of one year beginning with the date on which it was made.
- (2) A supervision order shall also cease to have effect if an event mentioned in section 25(1)(a) or (b) of the <sup>M1</sup>Child Abduction and Custody Act 1985 (termination of existing orders) occurs with respect to the child.
- (3) Where the supervisor applies to the court to extend, or further extend, a supervision order the court may extend the order for such period as it may specify.
- (4) A supervision order may not be extended so as to run beyond the end of the period of three years beginning with the date on which it was made.

##### Commencement Information

**I2** Sch. 3 Pt. II para. 6 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

##### Marginal Citations

**M1** 1985 c. 60.

##### *Limited life of directions*

F17 .....

##### Textual Amendments

**F1** Sch. 3 para. 7 repealed (14.10.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), ss. 116, 125(7), Sch. 16 para. 27, Sch. 20; S.I. 1991/1883, art. 3, Sch.

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#### Commencement Information

**I3** Sch. 3 Pt. II para. 7 in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

#### *Information to be given to supervisor etc.*

- 8 (1) A supervision order may require the supervised child—
- (a) to keep the supervisor informed of any change in his address; and
  - (b) to allow the supervisor to visit him at the place where he is living.
- (2) The responsible person in relation to any child with respect to whom a supervision order is made shall—
- (a) if asked by the supervisor, inform him of the child's address (if it is known to him); and
  - (b) if he is living with the child, allow the supervisor reasonable contact with the child.

#### Commencement Information

**I4** Sch. 3 Pt. II para. 8 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

#### *Selection of supervisor*

- 9 (1) A supervision order shall not designate a local authority as the supervisor unless—
- (a) the authority agree; or
  - (b) the supervised child lives or will live within their area.
- (2) A court shall not place a child under the supervision of a probation officer unless—
- (a) the appropriate authority so request; and
  - (b) a probation officer is already exercising or has exercised, in relation to another member of the household to which the child belongs, duties imposed on probation officers—
    - (i) by paragraph 8 of Schedule 3 to the <sup>M2</sup>Powers of Criminal Courts Act 1973; or
    - (ii) by rules under paragraph 18(1)(b) of that Schedule.
- (3) In sub-paragraph (2) “the appropriate authority” means the local authority appearing to the court to be the authority in whose area the supervised child lives or will live.
- (4) Where a supervision order places a person under the supervision of a probation officer, the officer shall be selected in accordance with arrangements made by the probation committee for the area in question.
- (5) If the selected probation officer is unable to carry out his duties, or dies, another probation officer shall be selected in the same manner.

#### Commencement Information

**I5** Sch. 3 Pt. II para. 9 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

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#### Marginal Citations

**M2** 1973 c. 62.

#### *Effect of supervision order on earlier orders*

- 10 The making of a supervision order with respect to any child brings to an end any earlier care or supervision order which—
- (a) was made with respect to that child; and
  - (b) would otherwise continue in force.

#### Commencement Information

**I6** Sch. 3 Pt. II para. 10 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

#### *Local authority functions and expenditure*

- 11 (1) The Secretary of State may make regulations with respect to the exercise by a local authority of their functions where a child has been placed under their supervision by a supervision order.
- (2) Where a supervision order requires compliance with directions given by virtue of this section, any expenditure incurred by the supervisor for the purposes of the directions shall be defrayed by the local authority designated in the order.

#### Commencement Information

**I7** Sch. 3 Pt. II para. 11 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

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