



# Children Act 1989

## 1989 CHAPTER 41

### PART III

#### [<sup>F1</sup>SUPPORT FOR CHILDREN AND FAMILIES PROVIDED BY LOCAL AUTHORITIES IN ENGLAND]

##### [<sup>F1</sup> Personal advisers and pathway plans]

#### [<sup>F1</sup>23D Personal advisers.

- (1) The [<sup>F2</sup>Secretary of State] may by regulations require local authorities to appoint a personal adviser for children or young persons of a prescribed description who have reached the age of sixteen but not the age of [<sup>F3</sup>twenty-five] who are not—
  - (a) children who are relevant children for the purposes of section 23A;
  - (b) the young persons referred to in section 23C; or
  - (c) the children referred to in paragraph 19C of Schedule 2.[<sup>F4</sup>; or
  - (“ persons to whom section 23CA applies.]
- (2) Personal advisers appointed under or by virtue of this Part shall (in addition to any other functions) have such functions as the [<sup>F5</sup>Secretary of State] prescribes.]
- [<sup>F6</sup>(3) Where a local authority in England ceases to be under a duty to provide a personal adviser for a person under any provision of this Part, that does not affect any other duty under this Part to provide a personal adviser for the person.
- (4) Where a local authority in England has more than one duty under this Part to provide a personal adviser for a person, each duty is discharged by the provision of the same personal adviser (the local authority are not required to provide more than one personal adviser for the person).]

#### Textual Amendments

- F1** Ss. 23D, 23E and cross-heading inserted (1.10.2001) by [2000 c. 35, s. 3](#); [S.I. 2001/2191, art. 2](#); [S.I. 2001/2878, art. 2](#)

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**Changes to legislation:** Children Act 1989, Section 23D is up to date with all changes known to be in force on or before 03 February 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

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| <b>F2</b> | Words in s. 23D(1) substituted (6.4.2016) by <a href="#">The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) Regulations 2016 (S.I. 2016/413)</a> , regs. 2(1), <b>79(a)</b>  |
| <b>F3</b> | Word in s. 23D(1) substituted (1.1.2010 for E. and 26.4.2010 for W.) by <a href="#">Children and Young Persons Act 2008 (c. 23)</a> , <b>ss. 23(1)(a)</b> , 44; <a href="#">S.I. 2009/3354</a> , <b>art. 3(1)</b> ; <a href="#">S.I. 2010/1329</a> , <b>art. 2(i)</b>  |
| <b>F4</b> | S. 23D(1)(d) and word inserted (1.1.2010 for E. and 26.4.2010 for W.) by <a href="#">Children and Young Persons Act 2008 (c. 23)</a> , <b>ss. 23(1)(b)</b> , 44; <a href="#">S.I. 2009/3354</a> , <b>art. 3(1)</b> ; <a href="#">S.I. 2010/1329</a> , <b>art. 2(i)</b> |
| <b>F5</b> | Words in s. 23D(2) substituted (6.4.2016) by <a href="#">The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) Regulations 2016 (S.I. 2016/413)</a> , regs. 2(1), <b>79(b)</b>  |
| <b>F6</b> | S. 23D(3)(4) inserted (1.4.2018) by <a href="#">Children and Social Work Act 2017 (c. 16)</a> , <b>ss. 3(4)</b> , 70(2); <a href="#">S.I. 2018/346</a> , reg. 4(c)   |

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**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. 4(1A)(aa) inserted by [2009 c. 24 Sch. 6 para. 21\(3\)](#)
- s. 4(1C) inserted by [2009 c. 24 Sch. 6 para. 21\(4\)](#)
- s. 4ZA(2)(aa) inserted by [2009 c. 24 Sch. 6 para. 22\(3\)](#)
- s. 4ZA(3A) inserted by [2009 c. 24 Sch. 6 para. 22\(4\)](#)
- s. 8(4)(k) inserted by [2021 c. 17 s. 52\(1\)](#)
- s. 31A(4A) inserted by [2014 c. 6 s. 15\(2\)\(b\)](#)