

**2005 No.**

**CHILDREN AND YOUNG PERSONS, ENGLAND**

**The Children and Young People's Plan (England) Regulations  
2005**

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| <i>Made</i> - - - -           | 2005 |
| <i>Laid before Parliament</i> | 2005 |
| <i>Coming into force</i> - -  | 2005 |

In exercise of the powers conferred on the Secretary of State by sections 17 and 66 of the Children Act 2004 <sup>(a)</sup>, the Secretary of State for Education and Skills hereby makes the following Regulations.

**Citation and Commencement**

1. These Regulations may be cited as the Children and Young People's Plans (England) Regulations 2005 and shall come into force on [ ] 2005.

**Interpretation**

2. In these Regulations—

“appropriate diocesan authority”, “Church of England School”, “Roman Catholic Church School” and “school organisation committee” have the same meanings as in the School Standards and Framework Act 1998 <sup>(b)</sup>;

“authority” means a children's services authority;

“section 10” means section 10 of the Children Act 2004.

“children and young people's plan” means the plan required to be prepared and published by virtue of regulation 3;

“plan period” in relation to any plan means the period (determined by the authority) to which any children and young people's plan relates; and

“relevant partners” has the same meaning as in section 10

**Requirement to prepare and publish a plan**

3. Except as provided in regulation 9, each authority in England shall, in accordance with these Regulations, prepare and publish a plan (referred to in these Regulations as a children and young people's plan) setting out the authority's strategy for discharging their functions in relation to children and relevant young persons.

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**a** ( ) 2004 c.31  
**b** ( ) 1998 c.31

### **Matters to be dealt with in the plan**

4.—(1) Each children and young people’s plan shall set out the improvements which the authority intend to make during the plan period to the well-being of children and relevant young persons so far as relating to—

- (a) physical and mental health and emotional well being;
- (b) protection from harm and neglect;
- (c) education, training and recreation;
- (d) the contribution made by them to society; and
- (e) social and economic well-being

(referred to in this regulation as the “outcomes”).

(2) Each children and young people’s plan shall include—

- (a) a statement of the authority’s vision for children and relevant young persons;
- (b) a needs assessment against the outcomes relating to children and relevant young persons;
- (c) an outline of the key actions planned to achieve the improvements so far as relating to the outcomes referred to in paragraph (1);
- (d) a statement as to how the authority’s budget will be used to contribute to those improvements;
- (e) a statement as to how the plan relates to the authority’s performance management and review of services for children and relevant young persons.

(3) Each children and young people’s plan shall set out the arrangements which the authority proposes (pursuant to section 10) to make for working during the plan period with the authority’s relevant partners and such other bodies as the authority considers appropriate

(4) The content of each children and young people’s plan shall be consistent with the plans of the authority’s relevant partners and the other bodies referred to in paragraph (3);

(5) Nothing in this regulation shall prevent an authority including other matters in a children and young people’s plan.

### **Timing of publication of plan**

5.— Subject to regulations 9(2) and (3), the first children and young people’s plan shall be published on or before 1<sup>st</sup> April 2006.

(1) Each subsequent children and young people’s plan shall be published on or before, or as soon as practicable after, the end of the plan period for the previous plan .

### **Manner of publication of plan**

6. The authority shall publish each children and young people’s plan by—

- (a) sending a copy to such of the children, relevant young persons and families whom the authority have consulted pursuant to regulation 7(1)(a) as the authority consider appropriate;
- (b) sending a copy to each of the other persons and bodies whom the authority have consulted pursuant to regulation 7(1)(a) and to the persons and bodies whom the authority have consulted pursuant to regulation 7(1)(b) to (f);
- (c) sending a copy to each of the persons and bodies (not falling within paragraph (b)) with whom the authority have made, or propose during the plan period to make, arrangements under section 10;
- (d) placing it on the authority’s website; and
- (e) depositing a copy in such public libraries and other places to which the public have access in the area of the authority as it considers appropriate.

### **Consultation during preparation of the plan**

7.—During the preparation of each children and young people’s plan the authority shall consult

- (a) such children, relevant young persons and families (including persons with parental responsibility for, or who have the care of children) in the area of the authority, or persons or bodies representing such children, relevant young persons or families as the authority consider appropriate.
- (b) the appropriate diocesan authority for any foundation or voluntary school situated in the authority’s area which is a Church of England or Roman Catholic Church school;
- (c) the school organisation committee for the authority’s area;
- (d) such persons or bodies providing voluntary services relating to children and relevant young persons in the area of the authority and such groups of persons representing local communities as the authority consider appropriate;
- (e) the Local Safeguarding Children Board for the authority’s area; and
- (f) each of the authority’s relevant partners .

(2)If, before the day on which these Regulations come into force, any consultation was undertaken which, if it had been undertaken after that day would, to any extent have satisfied the requirements of paragraph (1), those requirements shall to that extent be taken to have been satisfied.

### **Review of Plan**

8.— The authority shall review their children and young people’s plan in each year in which the authority is not required to publish a plan..

(1)During the conduct of such a review the authority shall consult such persons as they consider appropriate.

(2)The authority shall publish the result of the review in such manner as they consider appropriate.

### **Exception for “excellent” authorities**

9.— Regulations 3 to 8 shall not apply to any children’s services authority if, at the time when they would otherwise, by virtue of regulation 5, be required to publish a children and young person’s plan, they are categorised as excellent by reason of an order made by the Secretary of State under section 99(4) of the Local Government Act 2003 (\*).

(1)Paragraph (3) applies (instead of regulation 5(1)) where a children’s services authority cease by reason of an order made by the Secretary of State under 99(4) of the Local Government Act 2003 to be categorised as excellent.

(2)Where this paragraph applies the first plan to be prepared and published after the authority ceased to be categorised as excellent shall be published on or before 1<sup>st</sup> April in the second year after the authority ceased to be so categorised.

2005

*Name*  
Minister of State  
Department for Education and Skills

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations provide for children's services authorities to prepare and publish a children and young people's plan.

Regulation 4 sets out the matters which must be dealt with in the plan.

Regulation 5 provides that the first plan is to be published by 1<sup>st</sup> April 2006 and thereafter each plan must be published on or before, or as soon as practicable after, the end of the period to which the previous plan related

Regulation 6 provides for the way in which the plan shall be published; regulation 7 provides for consultation during the preparation of the plan; and regulation 8 provides for the authority to review the plan in each year in which a new plan is not required to be published.

Regulation 9 makes provision for exemption for authorities categorised as excellent under the Comprehensive Performance Assessment.