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STATUTORY INSTRUMENTS

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**2013 No. 2606 (C. 103)**

**CHILDREN AND YOUNG PERSONS, ENGLAND**

The Children and Young Persons Act 2008  
(Commencement No. 5) (England) Order 2013

Made - - - - 16th October 2013

The Secretary of State for Education makes the following Order in exercise of the power conferred by section 44(4) of the Children and Young Persons Act 2008:

**Citation**

1. This Order may be cited as the Children and Young Persons Act 2008 (Commencement No. 5) (England) Order 2013.

**Appointed day**

2. 12th November 2013 is the appointed day for the coming into force in England of the following sections of the Children and Young Persons Act 2008 ("the Act")<sup>(1)</sup>—

- (a) section 1 of the Act insofar as it is not already in force (power to enter into arrangements for discharge of care functions), and
- (b) section 4 of the Act (regulation of providers of social work services).

16th October 2013

*Edward Timpson*  
Parliamentary Under Secretary of State  
Department for Education

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## EXPLANATORY NOTE

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

This Order is the fifth Commencement Order made by the Secretary of State under the Children and Young Persons Act 2008 (“the Act”) which brings provisions of the Act into force only in relation to England.

Article 2 brings section 1 fully into force on 12th November 2013. Section 1 provides that a local authority may enter into arrangements with a provider of social work services for the discharge by that provider of some or all of the relevant care functions of that authority. Section 1 was commenced in relation to six local authorities on 16th February 2009, ten local authorities on 16th December 2010 and a further four local authorities on 14th November 2011.

Article 2 also commences section 4 of the Act which provides that the Care Standards Act 2000 applies to a provider of social work services as it applies to an agency under that Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Act have been brought into force in relation to England by commencement orders made by the Secretary of State before the date of this Order:

<i>Provision</i>	<i>Date of commencement</i>	<i>SI No.</i>
section 1 partially	16th February 2009	<a href="#">2009/323 (C.15)</a>
section 1 partially	16th December 2010	<a href="#">2010/2981 (C.131)</a>
section 1 partially	14th November 2011	<a href="#">2011/2703 (C. 95)</a>
section 2	16th February 2009	<a href="#">2009/323</a>
section 3	16th February 2009	<a href="#">2009/323</a>
section 5	16th February 2009	<a href="#">2009/323</a>
section 6 partially	12th February 2009	<a href="#">2009/268 (C.11)</a>
section 6 in so far as not already in force	16th February 2009	<a href="#">2009/323</a>
section 8 partially and Schedule 2	12th February 2009	<a href="#">2009/268</a>
section 8 partially and Schedule 1	1st September 2009	<a href="#">2009/2273 (C.99)</a>
section 8 partially and Schedule 1	15th November 2010	<a href="#">2010/2714 (C.126)</a>
section 8 and Schedule 1 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 9	1st April 2011	<a href="#">22010/2981</a>
section 10 partially	1st September 2009	<a href="#">2009/2273</a>
section 10 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 15 partially	1st September 2009	<a href="#">2009/2273</a>

<i>Provision</i>	<i>Date of commencement</i>	<i>SI No.</i>
section 15 partially	15th November 2010	<a href="#">2010/2714</a>
section 15 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 16 partially	1st September 2009	<a href="#">2009/2273</a>
section 16 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 17	1st April 2011	<a href="#">22010/2981</a>
section 18 partially	1st January 2010	<a href="#">2009/3354 (C.154)</a>
section 18 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 19	1st April 2011	<a href="#">22010/2981</a>
section 20 partially	12th February 2009	<a href="#">2009/268</a>
section 20 in so far as not already in force	1st September 2009	<a href="#">2009/2273</a>
section 21 partially	12th February 2009	<a href="#">2009/268</a>
section 21 in so far as not already in force	22nd August 2009	<a href="#">2009/2273</a>
section 22 partially	1st September 2009	<a href="#">2009/2273</a>
section 22 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 23 partially	1st January 2010	<a href="#">2009/3354</a>
section 23 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 24	1st April 2011	<a href="#">22010/2981</a>
section 25 partially	1st September 2009	<a href="#">2009/2273</a>
section 25 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 26	1st April 2010	<a href="#">2009/3354</a>
section 27	1st April 2010	<a href="#">2009/3354</a>
section 28	1st April 2010	<a href="#">2009/3354</a>
section 29 partially	1st September 2009	<a href="#">2009/2273</a>
section 29 in so far as not already in force	1st April 2011	<a href="#">22010/2981</a>
section 30	6th April 2009	<a href="#">2009/268</a>
section 31	1st April 2009	<a href="#">2009/268</a>
section 32	1st April 2009	<a href="#">2009/268</a>
section 33	12th February 2009	<a href="#">2009/268</a>
section 34 partially	12th February 2009	<a href="#">2009/268</a>
section 34 in so far as not already in force	1st April 2009	<a href="#">2009/268</a>
section 35	12th February 2009	<a href="#">2009/268</a>
section 36	1st September 2009	<a href="#">2009/2273</a>
section 37	1st September 2009	<a href="#">2009/2273</a>
section 38	1st September 2009	<a href="#">2009/2273</a>

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<i>Provision</i>	<i>Date of commencement</i>	<i>SI No.</i>
section 42 and Schedule 4 partially	1st April 2009	<a href="#">2009/268</a>
section 42 and Schedule 4 partially	6th April 2009	<a href="#">2009/268</a>
section 42 and Schedule 4 partially	1st September 2009	<a href="#">2009/2273</a>
section 42 and Schedule 4 partially	1st April 2010	<a href="#">2009/3354</a>
section 42 and Schedule 4 partially	1st April 2011	<a href="#">22010/2981</a>