

The 1989 Children Act Explained Point Of Law

The high profile cases of Charlie Gard, Alfie Evans, and Tafida Raqeeb raised the questions as to why the state intrudes into the exercise of parental responsibility concerning the medical treatment of children and why parents may not be permitted to decide what is in the best interests of their child. This book answers these questions. It argues for a reframing of the law concerned with the medical treatment of children to one which better protects the welfare of the individual child, within the context of family relationships recognising the duties which professionals have to care for the child and that the welfare of children is a matter of public interest, protected through the intervention of the state. This book undertakes a rigorous critical analysis of the case law concerned with the provision of medical treatment to children since the first reported cases over forty years ago. It argues that understanding of the cases only as disputes over the best interests of the child, and judicial resolution thereof, fails to recognise professional duties and public responsibilities for the welfare and protection of children that exist alongside parental responsibilities and which justify public, or state, intervention into family life and parental decision-making. Whilst the principles and approach of the court established in the early cases endure, the nature and balance of these responsibilities to children in their care need to be understood in the changing social, legal, and political context in which they are exercised and enforced by the court. The book will be a valuable resource for academics, students, and practitioners of Medical Law, Healthcare Law, Family Law, Social Work, Medicine, Nursing, and Bioethics.

The Children Act is an act to reform the law relating to children, providing for local authority services for children in need of others. This work explains the Act.

Published in 1999, *Community Approaches to Child Welfare* is written by both practitioners and academics to explore ways in which community-based, preventative approaches to child welfare can be used to support families experiencing behavioural problems with children or undergoing difficulties in raising them. Specific practice examples developed in Britain, Canada and Sweden provide an international dimension to this book. Comparing and contrasting developments within these countries reveal that there are both similarities in the methods adopted and difference in the ways in which these are applied. Common themes which appear across the stories that are presented include: the importance of ensuring cultural specificity to respond to identity issues and local traditions; the need to adhere to legislation that is country specific; the importance of dealing with some child welfare issues on an international basis, e.g. child abductions; and the importance of giving children the space within which to articulate their own 'voice.' Additionally, the book reveals how working with families from a community perspective which is centered in acknowledging children's rights and parental rights may challenge professionals in ways that they find uncomfortable. Nevertheless, the book concludes that practice can more effectively serve children's interests if parents and workers work in partnership with each other.

Well-selected and authoritative, *Macmillan Core Statutes* provide the key materials needed by students in a format that is clear, compact and very easy to use. They are ideal for use in exams. This new edition of *Core Statutes on Criminal Law* contains essential material up to June 2021.

The Children Act 1989 is one of the most important pieces of legislation relevant to children's services. In the 1990's the Department of Health initiated a programme of research on how it was being implemented. This publication summarises and brings together the findings from 24 of these studies.

Child care law and policy issues generate very strong emotions and some crucial questions concerning the role of the state. For instance, under what circumstances should the state be able to intervene and use the force of the law to protect children? Do children have similar

rights to adults? Such questions are matters of controversial debate and, in the light of well publicised child abuse cases, official inquiries and a government review led to the passing of the Children Act in 1989. *Perspectives in Child Care Policy* presents four different value perspectives on child care policy - laissez-faire; state paternalism; defence of the birth family and children's rights. These perspectives differ in their underlying values, concepts and assumptions concerning children, families, the rights and powers of parents and the role of the state.

The palgrave macmillan core statutes series has been developed to meet the needs of today's law students. Compiled by experienced lecturers, each title contains the essential materials needed at LLB level and, where applicable, on GDL/CPE courses. They are specifically designed to be easy to use under exam conditions and in the lecture hall. This new edition of core statutes on criminal law contains essential material up to June 2011. New to this edition: • Bribery Act 2010 • Crime and Security Act 2010 • Coroners and Justice Act 2009 (further provisions)

First published in 1999, this book responds to the meaning given to the welfare principle attracts a great deal of controversy and explores the reasons for the controversy and examines the growing legal significance attached to the principle. In an illuminating and accessible manner, this informative volume: provides a record of the milestones which have shaped the principles development by tracing its evolution over the centuries discloses the essence of what has been termed 'the golden thread running through the common law' provides a measure of the impact of the principle on the coherence of modern family law by assessing the significance of its present operational role and functions. The welfare principle began as a common law principle forged in medieval England, yet it has informed the law relating to children in some of the most developed western societies. It is now being refracted through international legislative and judicial developments to challenge the future shape of family law in the UK. By considering the ways in which the legal system has shaped and been shaped by the principle, this invaluable book leads its readers to an appreciation of the content and structural influence of the welfare principle.

That childhood is a social construction is understood both by social scientists and in society generally. The authors of this book examine the political issues surrounding childhood, including law making, social policy, government provisions and political activism.; This text examines current social and political issues involving childhood. It looks at the impact of the "New Right" who talk of family values, parent power in schools, irresponsible provision of contraception to young girls and the increase in child violence as a result of mass media. It also considers the response of the caring professions and the "Modern Left" who campaign, amongst other things, for the establishment of children's rights.

This collection charts the key developments in the social work field from 1970 to the present day and shows how by fully understanding social work's past, we can make better progress for practitioners and service users in the future. It brings together a broad collection of experts from across social work who trace how thinking and approaches to practice have changed over time, examine key legislative developments in the field, look at the impacts of major inquiries and consider the re-emergence of certain specialisms. Providing students and practitioners of social work and social policy with a full picture of the evolution of social work, it also shares important insights for its future directions.

"This book provides a practical guide to those parts of the Children Act 1989 that relate to the provision of services by local authorities to children and families, the powers and duties of local authorities in such circumstances, care and supervision proceedings and child protection issues. This book is a unique combination of information regarding the legal framework contained in the Act, regulations and guidance and information concerning good social work and legal practice, relevant research and recent case law. The book is grounded on the

author's practical experience of providing an advice and advocacy service for families, providing training for social workers, lawyers and other child care professionals and involvement with the development of the legislation itself."--BOOK JACKET.Title Summary field provided by Blackwell North America, Inc. All Rights Reserved

Underpinned by a rights-based approach, this essential text critically analyses the theory and practice of children and young people's nursing from several perspectives - public health, acute and community based care, education and research. Chapters address the clinical, legal, ethical, political and professional issues and controversies which impact on the care delivered to children, young people and their families both nationally and internationally. This new edition continues to promote reflection and critical thinking about the practice of children's nursing and professional development.

In order to ensure a safe and happy environment for children in need, it is essential that the support they receive is as effective and timely as possible. It is for this reason that the interventions and support provided by practitioners working in the field is heavily governed by legislation and guidance. Children in Need of Support provides students and practitioners with a clear and practical account of the key legislation and guidance. It begins by outlining the legal framework as it applies to working with children in need, along with the duties, powers and responsibilities of the practitioners supporting them. Linking the theory to practice scenarios, it considers the different assessment and support needs of specific groups of children, including: separated, unaccompanied and refugee children, children with harmful sexual behaviour and children with disabilities. The text is supported by a range of innovative features and boxed information to aid learning and stimulate reflection: - Key Case Analysis boxes summarize the details of particular legal cases and outline the implications for social work practice - Practice Focus boxes apply legal principles and processes to practice through the use of social work scenarios - On-The-Spot Questions reinforce understanding and encourage critical reflection

Provides a comprehensive, critical, and case-focused introduction to family law. Hayes & Williams' Family Law helps students to gain a firm understanding of family law principles, the developing law, and key reform debates.

Around 85 children die each year in the UK due to abuse or neglect. A number of these deaths are later deemed preventable because the child involved was known to either social services or to a health professional. Cases such as those of Baby P and Victoria Climbié highlighted the failings of these organisations, ones set up to safeguard children. It is the responsibility of every health professional worldwide to identify and respond to child abuse and yet that very responsibility is both emotionally and strategically challenging. The Child Protection Practice Manual: Training practitioners how to safeguard children equips professionals with the ability to recognise a child at risk and the knowledge of how to work with a child already suffering abuse. Practical advice is offered on how to navigate the multi-disciplinary processes. Fictional case studies and exercises immerse the reader in scenarios, from which the authors lead readers through learning points, recommendations, and legislation. With new definitions in child protection ranging from child sexual exploitation, gang violence, radicalisation and internet bullying through to female genital mutilation, witchcraft and spirit possession, honour based violence and forced marriage, this book will be a valuable resource.

Knowledge of the law when working with looked after children is fundamental to ethical and effective social work. This book brings together the principles, structures and processes of the law in a single, accessible volume. Looked after Children is an essential guide for both students and practitioners within the field. It provides a clear account of current legislation, relevant case law and guidance relating to: routes to becoming looked after, placements, the transition to adulthood and alternative arrangements. The book also explores the law as it applies to children in complex circumstances such as unaccompanied asylum seeking children

and privately fostered children. The text is supported by a range of innovative features and boxed information to aid learning and stimulate reflection: - Key Case Analysis boxes summarize the details of particular legal cases and outline the implications for social work practice - Practice Focus boxes apply legal principles and processes to practice through the use of social work scenarios - On-The-Spot Questions reinforce understanding and encourage critical reflection

This volume provides a wide spectrum description analysis of the contemporary and well established child protection systems in a range of countries, such as Australia, Canada, Netherlands and Spain. It presents a brief orientation about the public and private systems involved in protecting children in each country. Further the book identifies current key policy and implementation drivers that orient the systems of child protection, such as children's rights, family preservation, use of evidence and public health orientation. Finally it presents a critical analysis of the strengths and limitations of the systems, as well as, strategies for prospects for improving outcomes for children and their families.

This book contains extensive practice information, original research material and policy findings about young people leaving public care and the work of leaving care projects. Each chapter contains good practice and policy examples, and the book concludes with a critical analysis of key practice, policy, and theoretical issues.

Routledge Q&As give you the tools to practice and refine your exam technique, showing you how to apply your knowledge to maximum effect in assessment. Each book contains essay and problem-based questions on the most commonly examined topics, complete with expert guidance and model answers that help you to: Plan your revision and know what examiners are looking for: Introducing how best to approach revision in each subject Identifying and explaining the main elements of each question, and providing marker annotation to show how examiners will read your answer Understand and remember the law: Using memorable diagram overviews for each answer to demonstrate how the law fits together and how best to structure your answer Gain marks and understand areas of debate: Providing revision tips and advice to help you aim higher in essays and exams Highlighting areas that are contentious and on which you will need to form an opinion Avoid common errors: Identifying common pitfalls students encounter in class and in assessment The series is supported by an online resource that allows you to test your progress during the run-up to exams.

Features include: multiple choice questions, bonus Q&As and podcasts.

As part of the 'Studies in evaluating the Children Act 1989' series, 'The Last Resort' focuses on the detailed comparative analysis of a sample of child protection cases going through the civil courts before and after the Children Act 1989.

This practical and accessible guide to family law provides a concise account of the major aspects of law likely to be encountered by the trainee solicitor, together with examples of appropriate procedure and practice.

The purpose of the Act is to reform adoption law to implement proposals in the White Paper 'Adoption - a new approach' (Cm 5017 ISBN 0101501722). The Act replaces the Adoption Act 1976 and has three parts. Part 1 sets out the framework of adoption law in England and Wales and places a duty on local authorities to maintain an adoption service. Part 2 amends the Children Act 1989 in relation to the acquisition of parental responsibility and the local authorities powers to provide accommodation for children in need. Part 3 makes miscellaneous provision, including advertising and establishing the

Adoption and Children Act Register.

Child Welfare Removals by the State addresses a most important (but little-researched) legal proceeding: when the State intervenes in the private family sphere to remove children at risk to a place of safety, adoption, or in other forms of out-of-home care. It is an intervention into the private family sphere that is intrusive, contested, and a last resort. States' interventions in the family are decided within legal and political orders and traditions that constitute a country's policies, welfare state model, child protection system, and children's position in a society. However, we lack a cross-country analysis of the different models of decision-making in a European context. This text aims to present new research at the intersection of social work, law, and social policy concerning child protection proceedings for children in need of alternative care. It explores the role of court-based and voluntary decision-making systems in child protection proceedings, its effects, dynamics, and meanings in seven European countries and the United States, and analyses the tensions and dilemmas between children, parents, and socio-legal professionals. The book consists of eight country chapters, plus an introduction and conclusion chapters. The range of countries of countries represented in the book covers the social democratic Nordic countries (Finland, Norway, and Sweden), the conservative corporatist regimes (Germany and Switzerland), the neo-liberal (England, Ireland, and the United States), and related child welfare systems. "

Practical Social Work Law: analysing court cases and inquiries presents legal issues associated with social work in an accessible format. It approaches the law in a way that is less daunting and more engaging by examining actual court cases and public inquiries, and explores the stories of real people and the legal and ethical dilemmas practitioners will face. The text adopts a problem-centred approach to learning by introducing the reader to key aspects of the law through a series of real-life situations; it addresses basic principles regarding the operation of the law and explores the lessons for good practice. Each chapter addresses a specific area of social work law including family breakdown, safeguarding children, youth justice, adults with disabilities, mental health and mental capacity. Landmark cases, cases drawn from the lower courts, tribunals, and ombudsman's decisions are included throughout presenting an accessible account of the application of the law. Practical Social Work Law is an essential text for undergraduate, postgraduate and recently qualified social workers who are wrestling with the complexity of the law and the professional dilemmas it poses for their practice. "This book is unusual for a law book in that it is not only a reference book but also a very readable volume...[It] is set out clearly and provides a sound basis for student social workers new to the law and a refresher for qualified practitioners." Catherine Poulter. RSW. Integrated Community Services. Carmarthenshire County Council

The Children Act 1989 emphasizes the importance of effectively meeting a child's needs through a partnership between the parents, the child and the local authority responsible for his or her welfare. This guide provides a framework for local authorities to help them achieve this aim. It highlights the importance of family links and the participation of parents in the decision-making process where this is possible, with a view to achieving a safe and stable environment for the child to return to. It gives information on fostering, the promotion of contact between the child and his family and

the placement of children in care with parents where this is considered in the child's best interests. It will be useful to all social services personnel responsible for the welfare of children.

The Children Act 1989 Putting it Into Practice Arena

Blackstone's Statutes have an unrivalled tradition of trust and quality, and a rock-solid reputation for accuracy, reliability, and authority. Content is extensively reviewed to ensure a close map to courses. Blackstone's Statutes lead the market: consistently recommended by lecturers and relied on by students for exam and course use. Each title is: * Trusted: ideal for exam use * Practical: find what you need instantly * Reliable: current, comprehensive coverage * Relevant: content reviewed to match your course Visit www.oxfordtextbooks.co.uk/orc/statutes/ for accompanying online resources, including web links, updates, video guides to reading and interpreting statutes, exam tips, and an interactive sample Act of Parliament.

The Palgrave Core Statutes series is designed to meet the needs of today's law students. Compiled by experienced lecturers, each title contains the essential materials needed at LLB level (and, where applicable, on GDL/CPE courses) and is easy to use under exam conditions and in the lecture hall. This new edition of core statutes on criminal law contains essential material up to June 2014. New to this edition: • Anti-social Behaviour, Crime and Policing Act 2014 • further changes introduced by the Crime and Courts Act 2013

These notes refer to the Children Act 2004 (c. 31) (ISBN 0105431044) which received Royal Assent on 15th November 2004

This updated edition reflects the changes in legislation and practice which have taken place since the book was first published in 1994. The Children's Act 1989 is important not just because it is such a comprehensive piece of legislation, but because it is also the end product of a substantial amount of debate about law and practice, and philosophy and principle.

Now a Major Motion Picture starring Emma Thompson, Stanley Tucci, and Fionn Whitehead. One of the Best Books of the Year: The Washington Post, NPR, Vogue, BookRiot Fiona Maye is a leading High Court judge who presides over cases in the family division. She is renowned for her fierce intelligence, exactitude, and sensitivity. But her professional success belies private sorrow and domestic strife. There is the lingering regret of her childlessness, and now her marriage of thirty years is in crisis. At the same time, she is called on to try an urgent case: Adam, a beautiful seventeen-year-old boy, is refusing for religious reasons the medical treatment that could save his life, and his devout parents echo his wishes. Time is running out. Should the secular court overrule sincerely expressed faith? In the course of reaching a decision, Fiona visits Adam in the hospital—an encounter that stirs long-buried feelings in her and powerful new emotions in the boy. Her judgment has momentous consequences for them both. The Children Act is a major piece of legislation that affects all professionals working with children. Since the third edition of this book was published in 1996, there have been some important developments. This Fourth Edition takes these developments into consideration. Topics discussed include case law in the superior courts; the establishment of CAF/CASS; and the Fostering Services Regulations of 2002; and much more.

Mandelstam breaks this complex subject down into individual terms, then

explains the legal and practical implications of each term in plain language, enabling readers to explore specific issues quickly and concisely.

This publication sets out advice, examples and checklists designed to help those preparing local authority statements and reports under the Children Act 1989. Topics covered include: preparation, time-tabling and liaison with others in the court process; requirements of specific public and private law applications, including emergency protection orders and care or supervision orders; the content of local authority statements and reports; contact and care plans; giving evidence at court; chronologies; and the Protocol which sets out best practice guidance for case management of public law cases. It also contains six annexes, including a checklist to assist foster carers in planning the content of their statements, and tips for statement writing, giving evidence at court, useful web site addresses and a brief summary of the Human Rights Act 1998 and its implications. This is the second edition of the handbook which supersedes the first edition (1996, ISBN 0113219687).

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Section 58 of the Children Act 2004 limited the use of the defence of reasonable punishment so that it could no longer be used when people are charged with offences against a child, such as causing actual bodily harm or cruelty to a child. This report sets out the findings of a review into the practical consequences of this rule and parental views on smacking. Findings based on this evidence include that section 58 has improved legal protection for children by restricting the use of the reasonable punishment defence in court proceedings, with no reported significant practical problems with its operation. Parental attitudes and behaviour is changing, with younger parents less likely to use smacking as a method of discipline than older parents.

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