

Children's Wellbeing and Schools Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Revised Marshalled List]

Amendment
No.

After Clause 9

LORD WATSON OF INVERGOWRIE

107B★ After Clause 9, insert the following new Clause –

“Remedial orders for children in care

After section 42 of the Children Act 1989 (right of officer of the Service to have access to local authority records) insert –

“42A Remedial orders for children in care

- (1) Where a court is satisfied that there is reasonable cause to believe that a child who is in the care of a local authority is experiencing, or is at risk of experiencing, significant harm, on an application by or for that child, the court may –
 - (a) prohibit a local authority from taking any act (or proposed act) which it otherwise would be entitled to take in exercising its parental responsibility for the child, or
 - (b) require a local authority with parental responsibility for the child to take such action as is necessary to safeguard or promote the child’s welfare.
- (2) A child making an application to the court for an order under this section shall be presumed to have sufficient understanding unless evidence to the contrary is presented to the court.
- (3) The following persons are entitled to apply to the court for an order under this section with respect to a child in the care of a local authority –
 - (a) any parent or person who has parental responsibility for the child;
 - (b) the child’s independent reviewing officer;
 - (c) a local authority foster parent if the child has lived with him for a period of at least one year;
 - (d) an independent advocate acting for the child.

- (4) Before making an application to the court for an order under this section with respect to a child, a person in subsection (3) must obtain the ascertainable views, wishes and feelings of the child about the proposed application, and these shall be provided in the application to the court.
- (5) In this section —
 - “in the care of a local authority” means a child who is the subject of a care order or interim care order;
 - “harm” has the same meaning as in section 31(9);
 - “significant” in respect of the child’s health or development has the same meaning as in section 31(10).”

Member's explanatory statement

This amendment would provide new protections for looked after children as recommended by the Independent Inquiry into Child Sexual Abuse.

After Clause 21

LORD WATSON OF INVERGOWRIE

146A★ Clause 21, page 39, line 21, at end insert —

“(e) to provide care to any child as would be reasonable to expect a parent to give to them.”

Member's explanatory statement

This amendment seeks to ensure that the level of parental care expected for children within their own families also applies to corporate parents and to the children’s care system.

Clause 30

LORD HACKING

Lord Hacking gives notice of his intention to oppose the Question that Clause 30 stand part of the Bill.

Clause 31

LORD HACKING

233A★ Clause 31, page 54, line 36, leave out from beginning to end of line 9 on page 57

Clause 32

LORD HACKING

333A★ Clause 32, page 64, line 28, leave out from beginning to end of line 3 on page 66

Clause 46

LORD AGNEW OF OULTON

437A★ Clause 46, page 110, line 22, at end insert –

“(2A) In section 133, after subsection (6), insert –

“(7) “qualified teacher” shall include individuals who, though not possessing formal teacher training certification, hold a university-level qualification directly related to the subject they are teaching, and who demonstrate competency through practical teaching experience or relevant professional experience in their subject area.””

Member's explanatory statement

This amendment seeks to include in the definition of “qualified teacher” individuals who have significant subject-specific qualifications and practical teaching or professional experience, recognising the expertise they bring to educational settings without a traditional teaching qualification.

Schedule 3

BARONESS BOUSTED

447A★ Schedule 3, page 128, line 24, at end insert –

“1A In section 120(1)(a), after “teachers”, insert –

“(aa) academy schools Chief Executive Officers’ pay,””

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20 May 2025
