



New South Wales

Children and Young Persons (Care and Protection) Amendment (Transitional) Regulation 2010

under the

Children and Young Persons (Care and Protection) Act 1998

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Children and Young Persons (Care and Protection) Act 1998*.

LINDA BURNEY, MP
Minister for Community Services

Explanatory note

Recent amendments to the *Children and Young Persons (Care and Protection) Act 1998* require a designated agency having supervisory responsibility for certain children or young persons in supported out-of-home care to conduct reviews of those out-of-home care arrangements at least once every 12 months. A review must be undertaken if a child or young person has been in supported out-of-home care for a period or periods that in total exceed 3 months in any 12 month period.

The object of this Regulation is to provide that those amendments do not apply to any such supported out-of-home care arrangements that were in force immediately before the amendments commenced on 24 January 2010.

This Regulation is made under the *Children and Young Persons (Care and Protection) Act 1998*, including section 264 (the general regulation-making power) and clause 1 of Schedule 3 (the savings and transitional regulation-making power).

2010 No 239

Clause 1 Children and Young Persons (Care and Protection) Amendment
(Transitional) Regulation 2010

**Children and Young Persons (Care and Protection)
Amendment (Transitional) Regulation 2010**

under the

Children and Young Persons (Care and Protection) Act 1998

1 Name of Regulation

This Regulation is the *Children and Young Persons (Care and Protection) Amendment (Transitional) Regulation 2010*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Children and Young Persons (Care and Protection) Regulation 2000

Omit clause 21 of Schedule 6. Insert instead:

21 Application of requirement for review of supported out-of-home care arrangements

Section 155 of the Act, as substituted by the amending Act, does not apply to out-of-home care arrangements of the kind referred to in that section that were in force immediately before the relevant day.