



STATUTORY INSTRUMENTS.

S.I. No. 605 of 2015



CHILD CARE (PLACEMENT OF CHILDREN IN RESIDENTIAL
CARE) (AMENDMENT) REGULATIONS 2015

CHILD CARE (PLACEMENT OF CHILDREN IN RESIDENTIAL CARE) (AMENDMENT) REGULATIONS 2015

I, JAMES REILLY, Minister for Children and Youth Affairs, in exercise of the powers conferred on me by sections 40 (as amended by section 75 of the Health Act 2004 (No. 42 of 2004)) and 68 of the Child Care Act 1991 (No. 17 of 1991) and the Child Care (Transfer of Departmental Administration and Ministerial Functions) Order 2011 (S.I. No. 488 of 2011), hereby make the following Regulations:

1. (1) These Regulations may be cited as the Child Care (Placement of Children in Residential Care) (Amendment) Regulations 2015.

(2) The Principal Regulations and these Regulations may be cited together as the Child Care (Placement of Children in Residential Care) Regulations 1995 and 2015 and shall be construed together as one.

2. In these Regulations “Principal Regulations” means the Child Care (Placement of Children in Residential Care) Regulations 1995 (S.I. No. 259 of 1995).

3. The Principal Regulations are amended by inserting after Regulation 4 the following Regulation:

“Prohibition of certain forms of discipline.

4A. (1) The following forms of discipline, in relation to a child in the care of the Child and Family Agency placed in residential care, are prohibited:

- (a) corporal punishment or any other form of physical violence;
- (b) deprivation of food or drink;
- (c) treatment that could reasonably be expected to be detrimental to physical, psychological or emotional wellbeing; and
- (d) treatment that is cruel, inhuman or degrading.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 5th January, 2016.

(2) The care practices and operational policies developed in accordance with Regulation 5 shall have regard to the prohibition of the forms of discipline referred to in paragraph (1).”



GIVEN under my Official Seal,
21 December 2015.

JAMES REILLY,
Minister for Children and Youth Affairs.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations amend the Child Care (Placement of Children in Residential Care) Regulations 1995 to provide for the prohibition of certain forms of discipline where a child in the care of the Child and Family Agency is placed in residential care.

These Regulations may be cited as the Child Care (Placement of Children in Residential Care) (Amendment) Regulations 2015.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2
(Teil: 01 - 6476834 nó 1890 213434; Fax: 01 - 6476843)
nó trí aon díoltóir leabhar.

DUBLIN
PUBLISHED BY THE STATIONERY OFFICE
To be purchased from
GOVERNMENT PUBLICATIONS,
52 ST. STEPHEN'S GREEN, DUBLIN 2.
(Tel: 01 - 6476834 or 1890 213434; Fax: 01 - 6476843)
or through any bookseller.

€1.27

