



Reference: FOI 0367

**Request:**

Freedom of Information Request regarding local authority obligation under section 21(2)(b) Children Act 1989 to receive, and provide accommodation for, children whom they are requested to receive under section 38(6) of the Police and Criminal Evidence Act ("PACE") 1984

I am writing to kindly request information regarding the arrangements in your local authority for fulfilling obligations under section 21(2)(b) of the Children Act 1989 to receive, and provide accommodation for, children in police custody following their arrest when requested to do so by the police under section 38(6) PACE 1984.

Could you please provide us with the following information?

1. What accommodation is available, for fulfilling its obligations under section 21(2)(b) of the Children Act 1989 ("s 38 beds"), how much of this accommodation is secure and non-secure;

There is currently 1 s.38 beds

2. The number of times in the year to 01 October 2018 you have been contacted and asked to receive, and provide accommodation (secure and non-secure) for, children under section 38(6) PACE 1984;

Zero

3. The number of times in the in the year to 01 October you have provided such accommodation (secure and non-secure) following a police request under s38(6) PACE 1984; and

In the year to 01 October 2018, the authority has been able to comply with all requests for a sec38 transfer.

4. Whether you currently have a policy for fulfilling the statutory obligations under section 21(2)(b) Children Act 1989 and, if so, what that policy is. If a policy document exists we would be grateful if you could please provide us with a copy, as well as a copy of all previous policy.

There is no current written policy but is in progress.