

CYPA 2001 s.103

CHAPTER 8 TRANSFER OF CARE ORDERS AND RECOVERY ORDERS WITHIN THE BRITISH ISLES

- 1 The Act enables the Council of Ministers to make reciprocal arrangements with the United Kingdom or the Channel Islands. A court order relating to a child made in any jurisdiction where an arrangement has been agreed has the same effect as a corresponding order made in the Isle of Man.
- 2 Some reciprocal arrangements are already in force under previous legislation. They provide for:
 - a. the transfer of care orders to or from the Isle of Man to England and Wales, Northern Ireland and Guernsey
 - b. the reciprocal enforcement of recovery orders with those countries.
- 3 It is important to note that England and Wales are covered by the same primary legislation but that of Scotland and Northern Ireland is different. Guernsey and Jersey are, like the Isle of Man, also completely separate. Therefore different arrangements must be negotiated with each country. There are no reciprocal arrangements with Scotland nor with Jersey at present.
- 4 Reciprocal arrangements for the transfer and recovery of children across borders within the British Isles under this Act are still under negotiation at the time this guidance goes to press. Information on the up to date position may be obtained from the Advocate's Office, Children and Families Division, Department of Health and Social Security.