



# Public Sector Legal News Update

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**22 March 2013**

## Cases

### Family law

**R. (on the application of X) v Tower Hamlets LBC. 2013 WL 617504**

Queen's Bench Division (Administrative Court) (QBD (Admin)). Males, J.  
8 March 2013

The policy of a local authority to pay family foster carers less than unrelated foster carers was unlawful.

Application granted.

## Legislation

### Local government

**The Inter-authority Recoupment (England) Regulations 2013 (SI 2013/492)**

These Regulations make provision for recoupment between local authorities where a person belonging to the area of one authority in England is educated by another authority in England or Wales.

[Read the full text here](#)

In Force: 1 April 2013

Made under: Education Act 2002 s.207(1), s.210(7)

Legislation amended: Education (Inter-authority Recoupment) Regulations 1994 (SI 1994/3251)

## Official Publications

### Local government

**Localising council tax support Administrative matters - guidance note**

By Department for Communities and Local Government  
11 March 2013

A guidance note by the Department for Communities and Local Government outlines how it is intended that local council tax reductions will be administered within the council tax system. The note discusses:

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calculations of liability; application and decision-making process; granting reductions and considering appeals; ongoing alterations; information sharing; and fraud detection and enforcement.

[Read more here](#)

### Further Reading

#### Charities

##### **Keeping sensitive data safe**

Gov. 2013, Mar, 22-23

By Dennis Horner

Outlines the legislative requirements for charities handling sensitive personal data and the Information Commissioner's Office data protection recommendations. Stresses the importance of managing the risks associated with loss of data.

#### Education

##### **Higher education: local authorities' duties towards looked after children**

Ed. L.M. 2013, Mar, 6.

Comments on the Administrative Court judgment in *R. (on the application of Kebede) v Newcastle City Council* on an application by Ethiopian nationals, who had been looked after by the local authority in the UK after being abandoned by relatives, for judicial review of the authority's decision not to provide them with university tuition fees, the claimants arguing that the authority was under a duty to provide for their educational needs under the Children Act 1989 s.24B.

**Cases referred:** *R. (on the application of Kebede) v Newcastle City Council*~ [2013] EWHC 355 (Admin) (QBD (Admin))

**Legislation referred:** Children Act 1989 s.23C, s.24B