



# Children's Hearings (Scotland) Act 2011

## 2011 asp 1

### CHILDREN'S HEARINGS (SCOTLAND) ACT 2011

#### PART 1

##### THE NATIONAL CONVENER AND CHILDREN'S HEARINGS SCOTLAND

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*Status: Point in time view as at 24/06/2022.*

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- 149 Compulsory supervision orders etc.: further provision

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- 150 Movement restriction conditions: regulations etc.

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- 182 Publishing restrictions

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- 183 Mutual assistance
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- 185 Amendment of section 32 of Sheriff Courts (Scotland) Act 1971

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- 188 Criminal record certificates

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200 Meaning of “relevant person”

201 Meaning of “relevant local authority”

202 Interpretation

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203 Consequential amendments and repeals

204 Ancillary provision

205 Transitional provision etc.

206 Short title and commencement

## SCHEDULE 1 — Children's Hearings Scotland

### *Status*

1 (1) CHS— (a) is not a servant or agent of...

### *Membership*

2 (1) The members of CHS are to be appointed by...

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*Persons disqualified from membership*

3 A person is disqualified from appointment, and from holding office,...

*Resignation of members*

4 A member of CHS may resign office by giving notice...

*Removal of members*

5 (1) The Scottish Ministers may revoke the appointment of a...

*Remuneration, allowances etc.*

6 (1) CHS must pay to its members—

*Chairing meetings*

7 (1) The Scottish Ministers must appoint one of the members...

*The National Convener*

8 (1) CHS is, with the approval of the Scottish Ministers,...

*Supplementary powers of National Convener*

9 The National Convener may do anything that the National Convener...

*Delegation of National Convener's functions*

10 (1) The functions of the National Convener conferred by virtue...

*Staff*

11 (1) CHS may employ any staff necessary to ensure the...

*Area support teams: establishment and membership*

12 (1) The National Convener must establish and maintain a committee...

*Transfer of members from CPACs*

13 (1) This paragraph applies where (a) the National Convener establishes...

*Area support teams: functions*

14 (1) An area support team is to carry out for...

*Committees*

15 (1) CHS may establish committees. (2) The members of committees...

*CHS's supplementary powers*

16 (1) CHS may do anything that it considers appropriate for...

*Procedure*

17 (1) CHS may determine— (a) its own procedure (including quorum),...

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### *Delegation of CHS's functions*

18 (1) Any function of CHS (whether conferred by virtue of...

### *Financial interests*

19 (1) The Scottish Ministers must from time to time satisfy...

### *Grants*

20 (1) The Scottish Ministers may make grants to CHS of...

### *Accounts*

21 (1) CHS must— (a) keep proper accounts and accounting records,...

### *Provision of accounts and other information to Scottish Ministers*

22 (1) The Scottish Ministers may direct CHS to give them...

### *CHS's annual report*

23 (1) CHS must, as soon as is reasonably practicable after...

### *National Convener's annual report*

24 (1) The National Convener must, as soon as is reasonably...

### *Validity of proceedings and actions*

25 The validity of proceedings or actions of CHS (including proceedings...

## SCHEDULE 2 — The Children's Panel

### *Recruitment and tenure of panel members*

1 (1) The National Convener may make arrangements for the recruitment...

### *List of panel members*

2 (1) The National Convener must publish a list setting out...

### *Training*

3 (1) The National Convener may train, or make arrangements for...

### *Allowances*

4 (1) The National Convener may, with the approval of the...

## SCHEDULE 3 — The Scottish Children's Reporter Administration

### *Status*

1 (1) SCRA— (a) is not a servant or agent of...

### *Membership*

2 (1) The members of SCRA are to be appointed by...

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*Persons disqualified from membership*

3 A person is disqualified from appointment, and from holding office,...

*Resignation of members*

4 A member of SCRA may resign office by giving notice...

*Removal of members*

5 (1) The Scottish Ministers may revoke the appointment of a...

*Remuneration, allowances etc.*

6 (1) SCRA must pay to its members—

*Chairing meetings*

7 (1) The Scottish Ministers must appoint one of the members...

*The Principal Reporter*

8 (1) The Principal Reporter is to be appointed by SCRA...

*Supplementary powers of Principal Reporter*

9 The Principal Reporter may do anything that the Principal Reporter...

*Delegation of Principal Reporter's functions*

10 (1) The functions of the Principal Reporter conferred by virtue...

*Staff*

11 (1) SCRA may employ any staff necessary to ensure the...

*Appeals against dismissal*

12 (1) A person employed by SCRA who is of a...

*Committees*

13 (1) SCRA may establish committees. (2) The members of committees...

*SCRA's supplementary powers*

14 (1) SCRA may do anything that it considers appropriate for...

*Procedure*

15 SCRA may determine— (a) its own procedure (including quorum), and...

*Delegation of SCRA's functions*

16 (1) Any function of SCRA (whether conferred by virtue of...

*Financial interests*

17 (1) The Scottish Ministers must from time to time satisfy...

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### *Grants*

- 18 (1) The Scottish Ministers may make grants to SCRA of...

### *Accounts*

- 19 (1) SCRA must— (a) keep proper accounts and accounting records,...

#### *Provision of accounts and other information to Scottish Ministers*

- 20 (1) The Scottish Ministers may direct SCRA to give them...

### *SCRA's annual report*

- 21 (1) SCRA must, as soon as is reasonably practicable after...

#### *Principal Reporter's annual report*

- 22 (1) The Principal Reporter must, as soon as is reasonably...

### *Validity of proceedings and actions*

- 23 The validity of proceedings or actions of SCRA (including proceedings...

## SCHEDULE 4 — Transfer of staff and property to CHS

### *Interpretation*

- 1 In this schedule— “recognised” has the meaning given by section...

### *Staff transfer orders*

- 2 (1) The Scottish Ministers may by order (a “staff transfer...

#### *Schemes for transfer of staff: consultation*

- 3 (1) Sub-paragraph (2) applies where a staff transfer order includes...

#### *Effect on existing contracts of employment*

- 4 (1) This paragraph applies where— (a) a person is to...

### *Transfer of property etc. to CHS*

- 5 (1) The Scottish Ministers may make a transfer scheme.

## SCHEDULE 5 — Minor and consequential amendments

### *Legal Aid (Scotland) Act 1986 (c.47)*

- 1 (1) The Legal Aid (Scotland) Act 1986 is amended as...

### *Children (Scotland) Act 1995 (c.36)*

- 2 (1) The Children (Scotland) Act 1995 is amended as follows....

#### *Antisocial Behaviour etc. (Scotland) Act 2004 (asp 8)*

- 3 In section 12 of the Antisocial Behaviour etc. (Scotland) Act...

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## SCHEDULE 6 — Repeals

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