

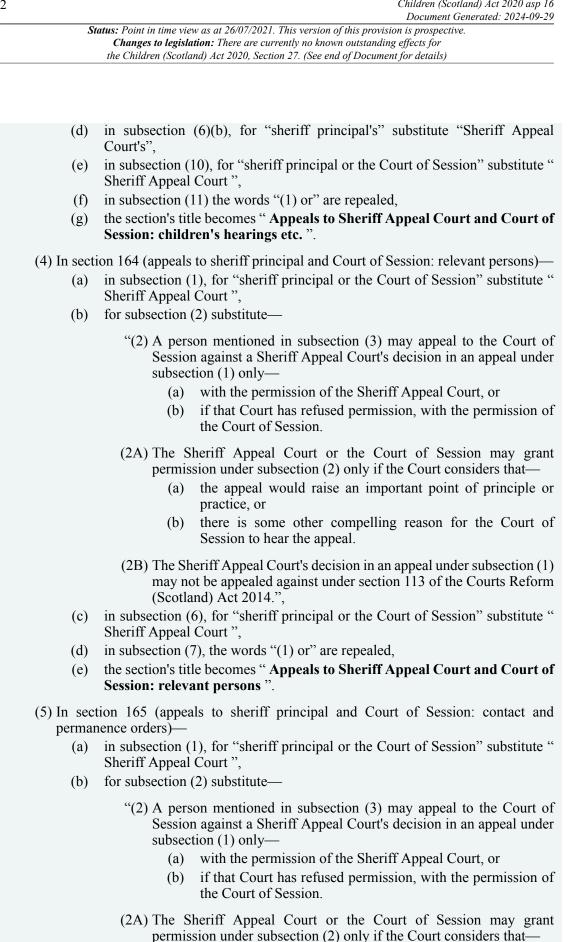
Children (Scotland) Act 2020 2020 asp 16

Children's hearings

PROSPECTIVE

27 Appeals to Sheriff Appeal Court and Court of Session

- (1) The Children's Hearings (Scotland) Act 2011 is modified as follows.
- (2) The italic heading preceding section 163 becomes " *Appeals to Sheriff Appeal Court* and Court of Session ".
- (3) In section 163 (appeals to sheriff principal and Court of Session: children's hearings etc.)—
 - (a) in subsection (1), for "sheriff principal or the Court of Session" substitute " Sheriff Appeal Court ",
 - (b) for subsection (2) substitute—
 - "(2) A person mentioned in subsection (3) may appeal to the Court of Session against a Sheriff Appeal Court's decision in an appeal under subsection (1) only—
 - (a) with the permission of the Sheriff Appeal Court, or
 - (b) if that Court has refused permission, with the permission of the Court of Session.
 - (2A) The Sheriff Appeal Court or the Court of Session may grant permission under subsection (2) only if the Court considers that—
 - (a) the appeal would raise an important point of principle or practice, or
 - (b) there is some other compelling reason for the Court of Session to hear the appeal.
 - (2B) The Sheriff Appeal Court's decision in an appeal under subsection (1) may not be appealed against under section 113 of the Courts Reform (Scotland) Act 2014.",
 - (c) in subsection (4)(b), for "sheriff principal's" substitute "Sheriff Appeal Court's",



- (a) the appeal would raise an important point of principle or practice, or
- (b) there is some other compelling reason for the Court of Session to hear the appeal.
- (2B) The Sheriff Appeal Court's decision in an appeal under subsection (1) may not be appealed against under section 113 of the Courts Reform (Scotland) Act 2014.",
- (c) in subsection (6), for "sheriff principal or the Court of Session" substitute " Sheriff Appeal Court",
- (d) in subsection (7), the words "(1) or" are repealed,
- (e) the section's title becomes "Appeals to Sheriff Appeal Court and Court of Session: contact and permanence orders".

(6) In section 167 (appeals to sheriff principal: section 166)—

- (a) in subsection (1), for "sheriff principal" substitute "Sheriff Appeal Court ",
- (b) in subsection (2), for "sheriff principal" substitute " Sheriff Appeal Court ",
- (c) in subsection (6), for "sheriff principal" substitute "Sheriff Appeal Court",
- (d) the section's title becomes "Appeals to Sheriff Appeal Court: section 166".
- (7) In section 182 (publishing restrictions), in subsection (9), in paragraph (a)(iv) of the definition of "protected information", for "sheriff principal" substitute " Sheriff Appeal Court ".

Status:

Point in time view as at 26/07/2021. This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Children (Scotland) Act 2020, Section 27.