
SCOTTISH STATUTORY INSTRUMENTS

2014 No. 131

**The Children and Young People (Scotland) Act 2014
(Commencement No. 1 and Transitory Provisions) Order 2014**

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Children and Young People (Scotland) Act 2014 (Commencement No. 1 and Transitory Provisions) Order 2014 and comes into force on 28th June 2014.

(2) In this Order, “the 2014 Act” means the Children and Young People (Scotland) Act 2014.

Appointed days

2.—(1) 28th June 2014 is the day appointed for the coming into force of section 46 (early learning and childcare), paragraphs 2(1) and (6) and 7 of schedule 5 (consequential amendments) and, only in so far as necessary for the purpose of commencing those paragraphs, section 98 (modification of enactments) of the 2014 Act.

(2) 1st August 2014 is the day appointed for the coming into force of the provisions of the 2014 Act specified in column 1 of the Schedule to this Order (the subject-matter of which is described in column 2 of the Schedule).

(3) Where a purpose is specified in column 3 of the Schedule in relation to any provision specified in column 1 of the Schedule, that provision comes into force on 1st August 2014 for that purpose only.

Transitory: Child’s Plan

3.—(1) This article has effect from 1st August 2014 until a child’s plan is prepared for the first time under Part 5 of the 2014 Act.

(2) For the purpose of section 49 of the 2014 Act (looked after 2 year olds: alternative arrangements to meet wellbeing needs), the reference in subsection (5) of that section to Part 5 is to be read as if it were a reference to regulation 5 (child’s plan) of the Looked After Children (Scotland) Regulations 2009(1).

Transitory: modification of section 5(1) of the Social Work (Scotland) Act 1968

4.—(1) This article has effect from 1st August 2014 until the day on which Part 12 (services in relation to children at risk of becoming looked after, etc.) and Part 13 (support for kinship care) of the 2014 Act are brought fully into force.

(2) Section 5(1) (local authorities to perform functions under general guidance of the Scottish Ministers) of the Social Work (Scotland) Act 1968(2) is to be read as if the references to Part 12 and Part 13 of the Children and Young People (Scotland) Act 2014 were omitted.

(1) [S.S.I. 2009/210](#); regulation 5 was amended by the Children’s Hearings (Scotland) Act 2011 (Modification of Subordinate Legislation) Order 2013 ([S.S.I. 2013/147](#)), paragraph 11(3) of the Schedule.

(2) [1968 c.49](#); section 5(1) of the Social Work (Scotland) Act 1968 is amended by the Social Care (Self-directed Support) (Scotland) Act [2013 \(asp 1\)](#), section 21(a) and paragraph 1(a) of schedule 5 to the 2014 Act and [S.S.I. 2013/211](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

St Andrew's House,
Edinburgh
15th May 2014

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