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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2013 No.**

**The Secure Accommodation (Scotland) Regulations 2013**

**Approval of secure accommodation service**

3.—(1) No secure accommodation service may be provided unless it has been approved by the Scottish Ministers under paragraph 6(b) of Schedule 12 to the 2010 Act and in accordance with these regulations.

(2) The Scottish Ministers may approve a secure accommodation service which is to provide secure accommodation in a residential establishment on such terms and conditions as they may consider appropriate.

(3) Where immediately before the relevant date accommodation which was provided for the purpose of restricting the liberty of children in residential premises where care services are provided was approved, or treated as if it had been approved by the Scottish Ministers, that accommodation is to be treated for all purposes as a secure accommodation service approved by the Scottish Ministers in accordance with paragraph (1).