



Social Work (Scotland) Act 1968

1968 CHAPTER 49

PART III

CHILDREN IN NEED OF COMPULSORY MEASURES OF CARE

48 Review of requirement of children's hearing.

- (1) A supervision requirement shall be subject to review by a children's hearing in accordance with the following provisions of this section.
- (2) A supervision requirement shall be reviewed by a children's hearing where a local authority so recommends.
- (3) No supervision requirement shall remain in force without review for a period extending beyond one year, and where a supervision requirement is not reviewed within the period of one year from the making or continuing of the requirement it shall cease to have effect at the expiration of that period.
- (4) At any time after the expiration of any of the following periods, that is to say—
 - (a) a period of three months from the date of the making of a supervision requirement; or
 - (b) a period of three months from the date of a review of a supervision requirement where such a review varies a previous requirement; or
 - (c) a period of six months from the date of a review of a supervision requirement which is continued by that review,a child or his parent may require a review of the requirement.
- [^{F1}(4A) If a supervision requirement has not been reviewed under this section during the period of nine months following the date when it was made or last reviewed (whichever is the later), the [^{F2}Principal Reporter] may arrange for it to be reviewed.]
- (5) It shall be the duty of the [^{F2}Principal Reporter] to ensure that any review required by this section is duly made and to make any necessary arrangements arising therefrom.

Status: Point in time view as at 01/04/1996. This version of this provision has been superseded.

Changes to legislation: Social Work (Scotland) Act 1968, Section 48 is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (6) Section 44 of this Act shall apply in relation to the disposal of a case by a children’s hearing under this section as it applies to the disposal of a case under that section.

Textual Amendments

- F1** S. 48(4A) added by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1985 \(c. 73, SIF 49:6\)](#), s. 29
- F2** Words in s. 48(4A)(5) substituted (1.4.1996) by [1994 c. 39, s. 180\(1\)](#), [Sch. 13 para. 76\(26\)\(27\)](#); [S.I. 1996/323, art. 4\(1\)\(b\)\(c\)](#)

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- (3) No supervision requirement shall remain in force without review for a period extending beyond one year, and where a supervision requirement is not reviewed within the period of one year from the making or continuing of the requirement it shall cease to have effect at the expiration of that period.
- (4) At any time after the expiration of any of the following periods, that is to say—
- (a) a period of three months from the date of the making of a supervision requirement; or
 - (b) a period of three months from the date of a review of a supervision requirement where such a review varies a previous requirement; or
 - (c) a period of six months from the date of a review of a supervision requirement which is continued by that review,
- a child or his parent may require a review of the requirement.
- [^{F3}(4A) If a supervision requirement has not been reviewed under this section during the period of nine months following the date when it was made or last reviewed (whichever is the later), the reporter may arrange for it to be reviewed.]
- (5) It shall be the duty of the reporter to ensure that any review required by this section is duly made and to make any necessary arrangements arising therefrom.
- (6) Section 44 of this Act shall apply in relation to the disposal of a case by a children’s hearing under this section as it applies to the disposal of a case under that section.

Textual Amendments

- F3** S. 48(4A) added by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1985 \(c. 73, SIF 49:6\)](#), s. 29

Status:

Point in time view as at 01/04/1996. This version of this provision has been superseded.

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