

Status: Point in time view as at 23/02/2006.

Changes to legislation: There are currently no known outstanding effects for the Children Act 1975, Cross Heading: Social Work (Scotland) Act 1968 (c. 49). (See end of Document for details)

SCHEDULES

SCHEDULE 3

MINOR AND CONSEQUENTIAL AMENDMENTS.

Modifications etc. (not altering text)

- C1** The text of Sch. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Social Work (Scotland) Act 1968 (c. 49)

- 48 In section 2(2) (functions of the social work committee), the following paragraph is inserted after paragraph (g)—
“(h) the Children Act 1975.”.
- 49 For section 5(2) there is substituted—
“(2) The Secretary of State may make regulations in relation to—
(a) the performance of the functions assigned to local authorities by this Act ;
(b) the activities of voluntary organisations in so far as those activities are concerned with the like purposes ;
(c) the performance of the functions referred to social work committees under section 2(2)(b) to (e) and (h) of this Act.
(d) the performance of the functions transferred to local authorities by section 1(4)(a) of this Act.”.
- 50 [^{F1}In section 6(1)(b), after sub-paragraph (ii) there is inserted the following sub-paragraph—
“(iii) a child who has been placed for adoption by an adoption agency (within the meaning of section 1 of the Children Act 1975) ;”.]

Textual Amendments

- F1** Sch. 3 para. 50 repealed (S.) (23.2.2006) by [Joint Inspection of Childrens Services and Inspection of Social Work Services \(Scotland\) Act 2006 \(asp 3\)](#), **ss. 8(4)(b)**, 10(2)

- 51 In section 10—
(a) in subsection (1), for the words from “with his functions” to the end there is substituted “with—
(a) his functions ;

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(b) the functions of local authorities, under this Act or under the enactments specified in paragraph (a) of section 1(4) and paragraphs (b) to (e) and (h) of section 2(2) of this Act, in circumstances where it appears to the Secretary of State that such grants or loans should be made.”;

(b) after subsection (3) there is inserted—

“(3A) In subsection (3) above, “voluntary organisation the sole or primary object of which is to promote social welfare” includes an adoption society approved under Part I of the Children Act 1975.”.

F252

Textual Amendments
F2 Sch. 3 para. 52 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F353

Textual Amendments
F3 Sch. 3 para. 53 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F454

Textual Amendments
F4 Sch. 3 para. 54 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F555

Textual Amendments
F5 Sch. 3 para. 55 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F656

Textual Amendments
F6 Sch. 3 para. 56 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F757

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Textual Amendments

F7 Sch. 3 para. 57 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 26(10), **Sch. 5** (with s. 103(1)); S.I. 1996/3201, **art. 3(7)**

- 58 In section 69—
- (a) in subsection (1), at the end there are added the following words— “ ; and a court, if satisfied that there are reasonable grounds for believing that the child is within any premises, may grant a search warrant authorising a constable to search those premises for the child.”.
 - (b) for subsection (5) there is substituted—
- “(5) In this and the next following section any reference—
- (a) to a child absconding includes a reference to his being unlawfully taken away;
 - (b) to a child absconding from a place or from the control of a person includes a reference to his absconding while being taken to, or awaiting being taken to, that place or that person as the case may be.”.
- 59 In section 70, at the end there are added the following words— “; and a court, if satisfied that there are reasonable grounds for believing that the child is within any premises, may grant a search warrant authorising a constable to search those premises for the child.”.
- 60 In section 7, for the words “one hundred pounds” there is substituted “£400”.
- 61, 62. **F8**

Textual Amendments

F8 Sch. 3 paras. 21–40, 44, 45, and 61–65 repealed (S.) by Adoption (Scotland) Act 1978 (c. 28, SIF 49:11), Sch. 2, para. 3, **Sch. 4** and (E.W.) by Adoption Act 1976 (c. 36, SIF 49:11), **Sch. 4**

- 63 **F9**

Textual Amendments

F9 Sch. 3 para. 63 repealed by British Nationality Act 1981 (c. 61, SIF 87), **Sch. 9** and also expressed to be repealed by Adoption (Scotland) Act 1978 (c. 28, SIF 49:11)

- 64, 65. **F10**

Textual Amendments

F10 Sch. 3 paras. 21–40, 44, 45, and 61–65 repealed (S.) by Adoption (Scotland) Act 1978 (c. 28, SIF 49:11), Sch. 2, para. 3, **Sch. 4** and (E.W.) by Adoption Act 1976 (c. 36, SIF 49:11), **Sch. 4**

- 66 **F11**

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Textual Amendments

F11 Sch. 3 para. 66 repealed (E.W.) by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), [Sch. 1 Pt. 1](#)

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