

*Status: Point in time view as at 01/10/1996. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Children (Scotland) Act 1995, Cross Heading: Constitution of children's hearings is up to date with all changes known to be in force on or before 09 September 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)*



# Children (Scotland) Act 1995

## 1995 CHAPTER 36

### PART II

PROMOTION OF CHILDREN'S WELFARE BY LOCAL  
AUTHORITIES AND BY CHILDREN'S HEARINGS ETC.

### CHAPTER 2

CHILDREN'S HEARINGS

VALID FROM 01/04/1997

#### *Constitution of children's hearings*

#### **39 Formation of children's panel and children's hearings.**

- (1) For every local government area there shall be a children's panel for the purposes of this Act, and any other enactment conferring powers on a children's hearing (or on such a panel).
- (2) Schedule 1 to this Act shall have effect with respect to the recruitment, appointment, training and expenses of members of a children's panel and the establishment of Children's Panel Advisory Committees and joint advisory committees.
- (3) Sittings of members of the children's panel (to be known as "children's hearings") shall be constituted from the panel in accordance with subsection (5) below.
- (4) A children's hearing shall be constituted for the performance of the functions given to such a hearing by or by virtue of—
  - (a) this Act; or
  - (b) any other enactment conferring powers on a children's hearing.

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(5) A children’s hearing shall consist of three members, one of whom shall act as chairman; and shall not consist solely of male, or solely of female, members.

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**Modifications etc. (not altering text)**

**C1** S. 39(5) extended (1.4.1997) by [S.I. 1996/3261](#), [Rule 4\(1\)](#)

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