

STATUTORY INSTRUMENTS

1985 No. 1556 (S. 120)

CHILDREN AND YOUNG PERSONS

The Curators *ad Litem* and Reporting Officers (Panels) (Scotland) Amendment Regulations 1985

<i>Made</i> - - - - -	8th October 1985
<i>Laid before Parliament</i>	21st October 1985
<i>Coming into Operation</i>	1st April 1986

In exercise of the powers conferred on me by section 103 of the Children Act 1975(a) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation, commencement and extent

1.— (1) These regulations may be cited as the Curators *ad Litem* and Reporting Officers (Panels) (Scotland) Amendment Regulations 1985 and shall come into operation on 1st April 1986.

(2) These regulations shall apply only to Scotland.

Interpretation

2. In these regulations the “principal regulations” means the Curators *ad Litem* and Reporting Officers (Panels) (Scotland) Regulations 1984(b).

Amendment of regulation 2 of the principal regulations

3. In regulation 2 of the principal regulations (interpretation) there shall be inserted at the appropriate place in alphabetical order, the following entries:—

““adoption agency” means a local authority or an approved adoption society within the meaning of the 1978 Act;”;

““court” means an authorised court as defined by section 56 of the 1978 Act;”;

““the 1975 Act” means the Children Act 1975;”;

““the 1978 Act” means the Adoption (Scotland) Act 1978(c);”.

(a) 1975 c.72; section 103 was amended by the Health and Social Services and Social Security Adjudications Act 1983 (c.41), Schedule 2, paragraph 28.

(b) S.I. 1984/566.

(c) 1978 c.28.

Amendment of regulation 10 of the principal regulations

4. For regulation 10 of the principal regulations there shall be substituted the following regulation:—

“Expenses, fees and allowances

10. In the case of—

- (a) an application under section 18 or section 20 of the 1978 Act,
- (b) an application for an adoption order or order under section 49 of the 1978 Act where the child was placed with an applicant by an adoption agency; or
- (c) an application for an adoption order or order under section 49 of the 1978 Act which is made by a court,

a local authority shall defray the expenses incurred by a member of a panel established for their area and shall pay to him such fees and allowances as they think fit.”.

Miscellaneous

5. In regulations 3(1), 4(4), 6(2)(a) and 7(3) of the principal regulations for the words “section 20 of the 1975 Act” where they each occur there shall be substituted the words “section 58 of the 1978 Act”.

George Younger,
One of Her Majesty’s Principal
Secretaries of State.

New St Andrew’s House,
Edinburgh.
8th October 1985.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Curators *ad Litem* and Reporting Officers (Panels) (Scotland) Regulations 1984 which make provision for the establishment in the area of each Regional and Islands Council of panels of persons to act as curators *ad litem* and reporting officers in adoption and certain other related proceedings.

Regulation 3 extends regulation 2 of the principal regulations to include, inter alia, definitions of “court” and “adoption agency”.

Regulation 4 substitutes a new regulation 10 in the principal regulations and thereby extends the duty of the local authority to defray the expenses of panel members and to pay panel members such fees and allowances as they think fit in relation to certain applications to the sheriff under the Adoption (Scotland) Act 1978.

Regulation 5 substitutes references to section 58 of the 1978 Act for existing references to section 20 of the Children Act 1975.

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