



# United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024

2024 asp 1

## PART 3

### CHILDREN'S RIGHTS SCHEME, CHILD RIGHTS AND WELLBEING IMPACT ASSESSMENTS AND REPORTING DUTIES

PROSPECTIVE

#### *Reporting duty of listed authorities*

#### **18 Reporting duty of listed authorities**

- (1) A listed authority must, as soon as practicable after the end of each reporting period, publish a report on—
  - (a) the actions it has taken during the period—
    - (i) for the purpose of ensuring compliance with the duty under [section 6\(1\)](#), and
    - (ii) to secure better or further effect of the rights of children, and
  - (b) the actions that it intends to take during the next reporting period—
    - (i) for the purpose of ensuring compliance with the duty under [section 6\(1\)](#), and
    - (ii) to secure better or further effect of the rights of children.
- (2) Two or more listed authorities may satisfy [subsection \(1\)](#) by publishing a report prepared by them jointly.
- (3) Reports under [this section](#) must be published in such manner as the listed authority (or authorities) considers appropriate.

*Status:* This version of this cross heading contains provisions that are prospective.

*Changes to legislation:* There are currently no known outstanding effects for the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, Cross Heading: Reporting duty of listed authorities. (See end of Document for details)

- (4) A report published under this section must be accompanied by a version of the report that children can understand.
- (5) A listed authority (or, where two or more authorities have prepared a report jointly, either or any of them) must, as soon as practicable after publishing a report under this section, send a copy of it to the Scottish Ministers.
- (6) In [this section](#)—
- “listed authority” means an authority listed in [section 19](#),
- “reporting period” means—
- (a) the period beginning with the day on which this section comes into force and ending on 31 March 2026, and
  - (b) each subsequent period of 3 years.

#### Commencement Information

- II** S. 18 comes into force in accordance with s. 47(2)

## 19 Listed authorities

- (1) For the purposes of [section 18\(1\)](#), the listed authorities are—
- (a) a local authority,
  - (b) Children’s Hearings Scotland,
  - (c) the Scottish Children’s Reporter Administration,
  - (d) a health board constituted under section 2(1)(a) of the National Health Service (Scotland) Act 1978,
  - (e) a special health board constituted under section 2(1)(b) of the National Health Service (Scotland) Act 1978,
  - (f) Healthcare Improvement Scotland,
  - (g) the Scottish Qualifications Authority,
  - (h) the Skills Development Scotland Co. Limited (registered number SC202659),
  - (i) Social Care and Social Work Improvement Scotland,
  - (j) the Scottish Social Services Council,
  - (k) the Scottish Sports Council,
  - (l) the chief constable of the Police Service of Scotland,
  - (m) the Scottish Police Authority,
  - (n) the Scottish Fire and Rescue Service,
  - (o) the Scottish Legal Aid Board,
  - (p) the Scottish Courts and Tribunals Service,
  - (q) the Mental Welfare Commission for Scotland,
  - (r) the Scottish Housing Regulator,
  - (s) Bòrd na Gàidhlig,
  - (t) Creative Scotland,
  - (u) an integration joint board to which functions in relation to persons under the age of 18 are delegated in pursuance of an integration scheme prepared under section 1 or 2 of the Public Bodies (Joint Working) (Scotland) Act 2014,
  - (v) ILF Scotland.

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*Changes to legislation:* There are currently no known outstanding effects for the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, Cross Heading: Reporting duty of listed authorities. (See end of Document for details)

- (2) The Scottish Ministers may by regulations modify [subsection \(1\)](#) by—
  - (a) adding a public authority or a description of public authorities as a listed authority (or authorities),
  - (b) removing a listed authority (or authorities), or
  - (c) amending an entry for a listed authority (or authorities).
- (3) Regulations under [subsection \(2\)](#) are subject to the affirmative procedure.
- (4) Before laying a draft of a Scottish statutory instrument containing regulations under [subsection \(2\)\(a\)](#) or [\(b\)](#) before the Scottish Parliament, the Scottish Ministers must consult—
  - (a) the public authority concerned or (as the case may be) the public authorities falling within the description of public authorities concerned, and
  - (b) such other persons as they consider appropriate.

#### Commencement Information

**I2** S. 19 comes into force in accordance with s. 47(2)

## 20 Guidance on [section 18](#)

- (1) The Scottish Ministers must issue guidance about the carrying out of listed authorities’ functions under [section 18](#).
- (2) Before issuing guidance under [subsection \(1\)](#), the Scottish Ministers must consult—
  - (a) children,
  - (b) the Commissioner for Children and Young People in Scotland,
  - (c) the Scottish Commission for Human Rights, and
  - (d) such other persons as the Scottish Ministers consider appropriate.
- (3) The Scottish Ministers must, as soon as practicable after issuing guidance under [subsection \(1\)](#), publish the guidance in such manner as they consider appropriate.
- (4) The Scottish Ministers must from time to time review guidance issued under [subsection \(1\)](#) and may revise the guidance.
- (5) References in [subsections \(2\) to \(4\)](#) to guidance include references to revised guidance.

#### Commencement Information

**I3** S. 20 comes into force in accordance with s. 47(2)

**Status:**

This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, Cross Heading: Reporting duty of listed authorities.