

Draft Regulations laid before the Scottish Parliament under sections 152(5) and 197 of the Children's Hearings (Scotland) Act 2011, for approval by resolution of the Scottish Parliament.

DRAFT SCOTTISH STATUTORY INSTRUMENTS

2015 No.

CHILDREN AND YOUNG PERSONS

**The Secure Accommodation (Scotland)
Amendment Regulations 2015**

Made - - - -

Coming into force - -

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 152 and 195 of the Children's Hearings (Scotland) Act 2011⁽¹⁾ and all other powers enabling them to do so.

In accordance with sections 152(5) and 197(2) of that Act, a draft of these Regulations has been laid before and approved by resolution of the Scottish Parliament.

Citation and commencement

1. These Regulations may be cited as the Secure Accommodation (Scotland) Amendment Regulations 2015 and come into force on 26th January 2015.

Amendment of the Secure Accommodation (Scotland) Regulations 2013

2. After regulation 8(6)(b) of the Secure Accommodation (Scotland) Regulations 2013⁽²⁾, insert—

“(ba) where an interim compulsory supervision order was made by a children's hearing under section 95(4) of the 2011 Act, arrange for the children's hearing which the grounds hearing has required the Reporter to arrange under section 95(2) of the 2011 Act to take place before the expiry of the period of 72 hours of the child being placed in secure accommodation;”.

(1) 2011 asp 1.
(2) S.S.I. 2013/205.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a Scottish
Statutory Instrument: The Secure Accommodation (Scotland) Amendment Regulations 2015 No. 20

St Andrew's House,
Edinburgh
Date

Name
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

Regulation 2 amends regulation 8 of the Secure Accommodation (Scotland) Regulations 2013 (“the 2013 Regulations”) in consequence of section 86 of the Children and Young People (Scotland) Act 2014 (asp 8). It provides that where an interim compulsory supervision order (“ICSO”) is made under section 95(4) of the Children’s Hearings (Scotland) Act 2011 (“the 2011 Act”) and the child in respect of whom the ICSO is made is placed in secure accommodation in accordance with regulation 8(1) of the 2013 Regulations, the children’s hearing which the grounds hearing has required the Principal Reporter to arrange in accordance with section 95(2) of the 2011 Act must take place within 72 hours of the child being placed in secure accommodation.