

*These notes relate to the Education (Additional Support for Learning)
(Scotland) Act 2004 (asp 4) which received Royal Assent on 7 May 2004*

EDUCATION (ADDITIONAL SUPPORT FOR LEARNING) (SCOTLAND) ACT 2004

EXPLANATORY NOTES

THE ACT

Section 3 – Children and young persons who lack capacity

9. This section defines the circumstances in which children or young people lack capacity and is self-explanatory. In the Act, young people are given the same rights as parents of children, unless they are considered to lack capacity in the context of each relevant part of the Act, when their parents will act on their behalf.