



Adult Support and Protection (Scotland) Act 2007

2007 asp 10

PART 1

PROTECTION OF ADULTS AT RISK OF HARM

Removal orders

15 Criteria for granting removal order

- (1) The sheriff may grant a removal order only if satisfied—
 - (a) that the person in respect of whom the order is sought is an adult at risk who is likely to be seriously harmed if not moved to another place, and
 - (b) as to the availability and suitability of the place to which the adult at risk is to be moved.
- (2) A removal order may require a council to allow any specified person to have contact with the adult at risk to whom the order relates—
 - (a) at any specified time during which the order has effect, and
 - (b) in accordance with any specified conditions.
- (3) But the sheriff must, before including such a requirement, have regard to—
 - (a) any representations made by the council as to whether persons should be allowed to have contact with the adult at risk, and
 - (b) any relevant representations made by—
 - (i) the adult at risk,
 - (ii) any person who wishes to be able to have contact with the adult at risk, and
 - (iii) any other person who has an interest in the adult at risk's well-being or property.