

CHILDREN'S HEARINGS (SCOTLAND) ACT 2011

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 5 – Child Assessment and Child Protection Orders

Review by children's hearing of certain orders

Section 45 – Review by children's hearing where child in place of safety

47. This section relates to the review of a child protection order where the order directs the removal of a child to a place of safety. This section does not apply where there is an existing application to the sheriff for a review of the order under section 49 of the Act. Subsections (2) and (3) require a Children's Hearing to be arranged by the Principal Reporter to sit on the second working day after the implementation of the child protection order.

Section 46 – Review by children's hearing where order prevents removal of child

48. This section relates to the review of a child protection order where the order prevents the removal of a child from a specified place. This section does not apply where there is an existing application to the sheriff for a review of the order under section 49 of the Act. Subsections (2) and (3) require a Children's Hearing to be arranged by the Principal Reporter to sit on the second working day after the day on which the child protection order is made.