



Children's Hearings (Scotland) Act 2011

2011 asp 1

PART 10

PROCEEDINGS BEFORE SHERIFF

Ground accepted before application determined

105 Application by virtue of section 93: ground accepted before determination

(1) This section applies where—

- (a) an application is made to the sheriff by virtue of section 93(2)(a) in relation to a ground, and
- (b) before the application is determined, the ground is accepted by the child and each relevant person in relation to the child who is present at the hearing before the sheriff.

[^{F1}(1A) The reference in subsection (1)(b) to the ground being accepted is, in relation to a ground which was not accepted by virtue of section 90(1B), a reference to all of the supporting facts in relation to the ground being accepted.]

- (2) Unless the sheriff is satisfied in all the circumstances that evidence in relation to the ground should be heard, the sheriff must—
- (a) dispense with hearing such evidence, and
 - (b) determine that the ground is established.

Textual Amendments

- F1** S. 105(1A) inserted (26.1.2015) by [Children and Young People \(Scotland\) Act 2014 \(asp 8\)](#), s. 102(3), [Sch. 5 para. 12\(5\)](#); S.S.I. 2014/353, art. 2(2)(3), Sch.

Commencement Information

- I1** S. 105 in force at 24.6.2013 by [S.S.I. 2013/195](#), [arts. 2, 3](#)

Status:

Point in time view as at 26/01/2015.

Changes to legislation:

Children's Hearings (Scotland) Act 2011, Section 105 is up to date with all changes known to be in force on or before 27 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.