



# Children's Hearings (Scotland) Act 2011

## 2011 asp 1

### PART 18

#### MISCELLANEOUS

##### *Children's hearings: procedural rules*

#### **177 Children's hearings: procedural rules**

- (1) The Scottish Ministers may make rules about the procedure relating to children's hearings.
- (2) Rules may in particular make provision for or in connection with—
  - (a) specifying matters that may be determined by pre-hearing panels,
  - (b) constituting children's hearings,
  - (c) arranging children's hearings,
  - (d) notifying persons about children's hearings,
  - (e) attendance of persons at children's hearings,
  - (f) specifying circumstances in which persons may be excused from attending children's hearings,
  - (g) specifying circumstances in which persons may be excluded from children's hearings,
  - (h) obtaining the views of the child to whom a children's hearing relates,
  - (i) provision of specified documents to—
    - (i) members of children's hearings,
    - (ii) the child to whom a children's hearing relates,
    - (iii) relevant persons in relation to the child to whom a children's hearing relates,
    - (iv) any other specified persons,
  - (j) withholding of specified documents from persons mentioned in paragraph (i),
  - (k) prescribing the form of the statement of grounds,
  - (l) the recording and transmission of information,
  - (m) representation of persons at children's hearings,
  - (n) payment of expenses,

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*Status: This is the original version (as it was originally enacted).*

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- (o) appeals.
- (3) In making rules in pursuance of subsection (2)(i)(i), the Scottish Ministers must ensure that any views expressed by the child to whom a children's hearing relates are reflected in a specified document.
- (4) Rules containing provision of the type mentioned in subsection (2)(a), (e), (f), (g), (j) or (m) are subject to the affirmative procedure.
- (5) In this section—
  - “children's hearing” includes pre-hearing panel,
  - “specified” means specified in the rules.