



# Children's Hearings (Scotland) Act 2011

## 2011 asp 1

### PART 3

#### GENERAL CONSIDERATIONS

#### [<sup>F1</sup>29A Duty to consider including contact direction

- (1) A children's hearing must, when making, varying or continuing a compulsory supervision order in relation to a child, consider whether to include in the order a measure of the type mentioned in section 83(2)(g).
- (2) A sheriff must, when varying or continuing a compulsory supervision order in relation to a child, consider whether to include in the order a measure of the type mentioned in section 83(2)(g).

[ In considering whether to include a measure of the type mentioned in section 83(2)(g),  
<sup>F2</sup>(3) the children's hearing or, as the case may be, the sheriff must in particular consider the inclusion of a measure regulating contact between the child and any person mentioned in subsection (4) with whom the child does not reside.

- (4) The persons referred to in subsection (3) are—
  - (a) a relevant person in relation to the child,
  - (b) a sibling of the child,
  - (c) any other person with whom the child has resided and with whom the child has an ongoing relationship with the character of a relationship between siblings.
- (5) For the purposes of subsection (4), two people are siblings if they have at least one parent in common.]]

#### Textual Amendments

- F1** S. 29A inserted (24.6.2013) by [The Children's Hearings \(Scotland\) Act 2011 \(Modification of Primary Legislation\) Order 2013 \(S.S.I. 2013/211\)](#), art. 1, **Sch. 1 para. 20(5)**
- F2** S. 29A(3)-(5) inserted (26.7.2021) by [Children \(Scotland\) Act 2020 \(asp 16\)](#), **ss. 14(2), 34(2)**; S.S.I. 2020/412, reg. 2(2)(b)

**Changes to legislation:**

Children's Hearings (Scotland) Act 2011, Section 29A is up to date with all changes known to be in force on or before 27 May 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 17A inserted by [2020 asp 16 s. 6\(2\)](#)
- s. 25(3) inserted by [2020 asp 16 s. 30\(7\)](#)
- s. 27(3)-(4A) substituted for s. 27(3)(4) by [2020 asp 16 s. 3\(2\)](#)
- s. 62(5)(q)-(u) inserted by [2020 asp 9 s. 8\(2\)\(b\)](#)
- s. 163(2)-(2B) substituted for s. 163(2) by [2020 asp 16 s. 27\(3\)\(b\)](#)
- s. 164(2)-(2B) substituted for s. 164(2) by [2020 asp 16 s. 27\(4\)\(b\)](#)
- s. 165(2)-(2B) substituted for s. 165(2) by [2020 asp 16 s. 27\(5\)\(b\)](#)