

## SCHEDULE 1

### MODIFICATION OF PRIMARY LEGISLATION

#### **Children Act 1975**

**3.** In section 51(2) of the Children Act 1975 (restriction on removal of child where applicant has provided home for 3 years: exceptions)**(1)**—

- (a) the word “or” immediately after paragraph (ii) is repealed;
- (b) in paragraph (iii), the words “, or authority or warrant granted,” and “2 or” are repealed; and
- (c) after paragraph (iii) insert—
  - “(iv) in accordance with section 56 of the Children’s Hearings (Scotland) Act 2011 ([asp 1](#)) (constable’s power to remove child to place of safety); or
  - (v) in accordance with an order or warrant under that Act of 2011.”.

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**(1)** [1975 c.72](#). Section 51(2) was amended by the Children (Scotland) Act [1995 \(c.36\)](#), Schedule 4, paragraph 26(4)(b).