
SCOTTISH STATUTORY INSTRUMENTS

2016 No. 152

**The Children and Young People (Scotland) Act
2014 (Part 4 and Part 5 Complaints) Order 2016**

Persons who may make a complaint

3.—(1) Subject to paragraphs (2) and (3), the persons who may make a complaint are—

- (a) in relation to a complaint about a matter mentioned in article 2(1)(a)—
 - (i) the child or young person in respect of whom a function mentioned in article 2(1)(a) has been or ought to have been exercised; or
 - (ii) a parent of that child or young person;
- (b) in relation to a complaint about a matter mentioned in article 2(1)(b)—
 - (i) the child in respect of whom a function mentioned in article 2(1)(b) has been or ought to have been exercised; or
 - (ii) a parent of that child.

(2) Where an individual mentioned in paragraph (1) wishes another person to make a complaint on their behalf, that other person may do so if the individual mentioned in paragraph (1) gives their consent.

(3) Where an individual who might have made a complaint by virtue of paragraph (1) has died or is for any reason unable to act, a complaint may be made by—

- (a) any person in respect of whom consent as mentioned in paragraph (2) was given before the individual's death or inability to act;
- (b) the individual's personal representatives or a member of the individual's family; or
- (c) any other person suitable to represent the individual.