
Status: Point in time view as at 31/01/2005.

Changes to legislation: *Children (Scotland) Act 1995, Cross Heading: Failure to provide education for excluded pupils is up to date with all changes known to be in force on or before 27 April 2024. 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. (See end of Document for details)*



Children (Scotland) Act 1995

1995 CHAPTER 36

PART II

PROMOTION OF CHILDREN'S WELFARE BY LOCAL
AUTHORITIES AND BY CHILDREN'S HEARINGS ETC.

CHAPTER 3

PROTECTION AND SUPERVISION OF CHILDREN

^{F1}Failure to provide education for excluded pupils

Textual Amendments

F1 S. 75B and cross-heading inserted (31.1.2005) by [Antisocial Behaviour etc. \(Scotland\) Act 2004 \(asp 8\)](#), **ss. 137(3), 145(2)**; [S.S.I. 2004/420](#), **art. 3, Sch. 4**

75B Failure to provide education for excluded pupils: reference to Scottish Ministers

- (1) Where it appears to the children's hearing to whom a child's case has been referred under section 65(1) of this Act that—
 - (a) an education authority have a duty under section 14(3) of the Education (Scotland) Act 1980 (c. 44) in relation to the child; and
 - (b) the authority are not complying with that duty,they may require the Principal Reporter to refer the matter to the Scottish Ministers.
- (2) The Principal Reporter shall comply with any requirement made under subsection (1) above.
- (3) A reference made by virtue of subsection (1) above shall be in writing.

Status: Point in time view as at 31/01/2005.

Changes to legislation: *Children (Scotland) Act 1995, Cross Heading: Failure to provide education for excluded pupils is up to date with all changes known to be in force on or before 27 April 2024.*

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- (4) A copy of a reference made by virtue of subsection (1) above shall be sent by the Principal Reporter to the education authority in respect of which the reference is made.]

Status:

Point in time view as at 31/01/2005.

Changes to legislation:

Children (Scotland) Act 1995, Cross Heading: Failure to provide education for excluded pupils is up to date with all changes known to be in force on or before 27 April 2024. 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.