
Changes to legislation: Children (Scotland) Act 1995, Cross Heading: Judicial Factors (Scotland) Act 1849 (c.51) is up to date with all changes known to be in force on or before 19 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) [View outstanding changes](#)

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Judicial Factors (Scotland) Act 1849 (c.51)

- 2 (1) The Judicial Factors (Scotland) Act 1849 shall be amended in accordance with this paragraph.
- (2) In section 1 (interpretation), the words from “the word ”Guardian” to” “years;” shall cease to have effect.
- (3) In section 10 (duty of accountant to supervise judicial factors and others), for the words “guardians and tutors” substitute “ , tutors ”.
- (4) Section 25(2) (guardians to be subject to the provisions of the Act), shall cease to have effect.
- (5) In section 27 (limitation by court of amount of caution), the words “guardians and” shall cease to have effect.
- (6) In section 31 (power of court to remove tutors etc.), the word “guardian” shall cease to have effect.
- (7) In section 32 (provisions of the Act not to alter existing powers, rights and duties of offices), the word “guardian,” shall cease to have effect.
- (8) In section 33 (power of accountant to obtain information from banks), the words “guardians or” shall cease to have effect.
- (9) In section 34 (petitions for discharge of office), in both places where it occurs, the word “guardian,” shall cease to have effect.
- (10) In section 34A (act of sederunt to provide for other forms of discharge), for the words “ , death or coming of age” substitute “ or death ”.
- (11) In section 36 (records held by accountant to be open to inspection), the word “guardianships,” shall cease to have effect.
- (12) In section 37 (accumulation of interest on accounts), the word “guardian,” shall cease to have effect.
- (13) In section 40 (act of sederunt to regulate *inter alia* application of the Act to offices other than judicial factors), in both places where it occurs, the word “guardians,” shall cease to have effect.

Changes to legislation:

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

- Act applied (with modifications) by [S.I. 2010/875 reg. 16Sch. 2](#) (This amendment not applied to [legislation.gov.uk](#). These Regulations never came into effect, having been revoked before coming into force by [S.I. 2010/1906, reg. 2](#))

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

- [s. 3\(3A\)\(ba\)](#) inserted by [2009 c. 24 Sch. 6 para. 25](#)
- [s. 4B](#) inserted by [2020 asp 16 s. 28\(2\)](#)
- [s. 6\(1A\)-\(1D\)](#) inserted by [2020 asp 16 s. 1\(2\)\(b\)](#)
- [s. 10\(1A\)](#) inserted by [2024 asp 2 Sch. 1 para. 18\(b\)](#)
- [s. 11\(14\)](#) inserted by [2020 asp 16 s. 10\(2\)\(b\)](#)
- [s. 11B11C](#) inserted by [2020 asp 16 s. 8\(2\)](#)
- [s. 11B\(2\)](#) power to amend conferred by [2020 asp 16 s. 32](#)
- [s. 11D](#) inserted by [2020 asp 16 s. 17\(2\)](#)
- [s. 11D\(3\)](#) power to amend conferred by [2020 asp 16 s. 32](#)
- [s. 11E](#) inserted by [2020 asp 16 s. 18\(2\)](#)
- [s. 11F](#) inserted by [2020 asp 16 s. 20\(2\)](#)
- [s. 11G](#) inserted by [2020 asp 16 s. 22\(2\)](#)
- [s. 11ZA11ZB](#) inserted by [2020 asp 16 s. 1\(4\)](#)
- [s. 11ZA\(2A\)](#) inserted by [2020 asp 16 s. 30\(2\)](#)
- [s. 11ZA\(3\)\(f\)](#) inserted by [2020 asp 16 s. 16\(2\)](#)
- [s. 16\(1A\)](#) inserted by [2020 asp 16 s. 30\(3\)](#)
- [s. 16\(2\)-\(2B\)](#) substituted for [s. 16\(2\)](#) by [2020 asp 16 s. 1\(6\)](#)
- [s. 100A](#) inserted by [2020 asp 16 s. 21\(2\)](#)
- [s. 101D](#) inserted by [2020 asp 16 s. 11\(2\)](#)
- [s. 101E](#) inserted by [2020 asp 16 s. 12\(2\)](#)