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**Changes to legislation:** Children (Scotland) Act 1995, Paragraph 2 is up to date with all changes known to be in force on or before 11 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

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## 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.

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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\(2\)](#)