

## SCHEDULE

### AMENDMENT TO ORDINARY CAUSE RULES 1993

4. In rule 33.1 (interpretation of Chapter 33)–
- (a) for paragraph (1)(h), substitute the following paragraph:–
- “(h) an action or application for, or in respect of, an order under section 11 of the Children (Scotland) Act 1995 (court orders relating to parental responsibilities etc.), except–
- (i) an application for the appointment of a judicial factor mentioned in section 11(2)(g) of the Act of 1995 to which Part I of the Act of Sederunt (Judicial Factors Rules) 1992 applies; and
- (ii) an application for the appointment or removal of a person as a guardian mentioned in section 11(2)(h) of the Act of 1995 to which paragraph 4 of the Act of Sederunt (Family Proceedings in the Sheriff Court) 1996 applies;”;
- (b) in paragraph (2)–
- (i) after the definition of “the Act of 1985”, insert the following definitions:–
- ““the Act of 1995” means the Children (Scotland) Act 1995;
- “contact order” has the meaning assigned in section 11(2)(d) of the Act of 1995;”;
- (ii) omit the definition of “child”;
- (iii) for the definition of “local authority”, substitute the following definition–
- ““local authority” means a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994(1);” **and**
- (iv) for the definition of “parental rights”, substitute the following definitions–
- ““parental responsibilities” has the meaning assigned in section 1(3) of the Act of 1995;
- “parental rights” has the meaning assigned in section 2(4) of the Act of 1995;
- “residence order” has the meaning assigned in section 11(2)(c) of the Act of 1995;
- “section 11 order” means an order under section 11 of the Act of 1995.”;
- (c) in paragraph (3), for the word “custody”, substitute the words “section 11 order”.

---

(1) 1994 c. 39; section 2(2) was amended by the Environment Act 1995 (c. 25), Schedule 22, paragraph 232(1).