

*These notes relate to the Adults with Incapacity (Scotland)  
Act 2000 (asp 4) which received Royal Assent on 9 May 2000*

# **ADULTS WITH INCAPACITY (SCOTLAND) ACT 2000**

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## **EXPLANATORY NOTES**

### **THE ACT**

#### **Part 4: Management of Residents' Finances**

##### ***Section 45: Appeal, revocation etc.***

164. Subsection (1) makes provision for the power to manage residents' affairs, or, in the case of an establishment registered for the sole purpose of managing residents' affairs, the registration of the establishment, to be revoked by the supervisory body if it is satisfied that the establishment is not performing its duties properly.
165. Subsection (3) requires the supervisory body, if it revokes a power to manage residents' affairs, to take over this role itself within 14 days.
166. Subsection (4) provides that the supervisory body then has 3 months to transfer the management to another authorised establishment etc.
167. Subsection (6) is a general right to appeal to the sheriff against any decision of a supervisory body taken under this Part of the Act.