

These notes relate to the Adult Support and Protection (Scotland) Act 2007 (asp 10) which received Royal Assent on 21 March 2007

ADULT SUPPORT AND PROTECTION (SCOTLAND) ACT 2007

EXPLANATORY NOTES

THE ACT – AN OVERVIEW

Part 1

Protection of Adults at Risk of Harm

Removal orders

Section 14 – Removal orders

21. This section deals with applications to the sheriff for removal orders, which allow the removal of an adult at risk to a specified place. Such orders are effective for a maximum period of 7 days. The council can also take such steps during that period as the council thinks reasonable in order to prevent the adult from suffering harm. The application for the removal order must be made by the council, but the council may choose to nominate another person (e.g. someone from one of the co-operating public bodies) to actually move the adult at risk. This may be important if, for example, the nominated person is more familiar to the adult at risk concerned than the council officer. The removal must be made within 72 hours of the order being made.