



# Children's Hearings (Scotland) Act 2011

## 2011 asp 1

### PART 10

#### PROCEEDINGS BEFORE SHERIFF

##### *Review of sheriff's determination*

#### **114 Sheriff's powers on review of grounds determination**

- (1) This section applies where the sheriff reviews a grounds determination by virtue of section 111(2).
- (2) If the sheriff is satisfied that the section 67 ground to which the application relates is established, the sheriff must refuse the application.
- (3) If the sheriff determines that the ground to which the application relates is not established, the sheriff must—
  - (a) recall the grounds determination, and
  - (b) make an order discharging (wholly or to the extent that it relates to the ground) the referral of the child to the children's hearing.