



Children's Hearings (Scotland) Act 2011

2011 asp 1

PART 18

MISCELLANEOUS

Children's hearings: procedural rules

177 Children's hearings: procedural rules

- (1) The Scottish Ministers may make rules about the procedure relating to children's hearings.
- (2) Rules may in particular make provision for or in connection with—
 - (a) specifying matters that may be determined by pre-hearing panels,
 - (b) constituting children's hearings,
 - (c) arranging children's hearings,
 - (d) notifying persons about children's hearings,
 - (e) attendance of persons at children's hearings,
 - (f) specifying circumstances in which persons may be excused from attending children's hearings,
 - (g) specifying circumstances in which persons may be excluded from children's hearings,
 - (h) obtaining the views of the child to whom a children's hearing relates,
 - (i) provision of specified documents to—
 - (i) members of children's hearings,
 - (ii) the child to whom a children's hearing relates,
 - (iii) relevant persons in relation to the child to whom a children's hearing relates,
 - (iv) any other specified persons,
 - (j) withholding of specified documents from persons mentioned in paragraph (i),
 - (k) prescribing the form of the statement of grounds,
 - (l) the recording and transmission of information,
 - (m) representation of persons at children's hearings,
 - (n) payment of expenses,

Changes to legislation: Children's Hearings (Scotland) Act 2011, Section 177 is up to date with all changes known to be in force on or before 27 May 2023. 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](#)

- (o) appeals.
- (3) In making rules in pursuance of subsection (2)(i)(i), the Scottish Ministers must ensure that any views expressed by the child to whom a children's hearing relates are reflected in a specified document.
- (4) Rules containing provision of the type mentioned in subsection (2)(a), (e), (f), (g), (j) or (m) are subject to the affirmative procedure.
- (5) In this section—
 - “children's hearing” includes pre-hearing panel,
 - “specified” means specified in the rules.

Commencement Information

II S. 177 in force at 24.6.2013 by [S.S.I. 2013/195](#), [arts. 2, 3](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 17A inserted by [2020 asp 16 s. 6\(2\)](#)
- s. 25(3) inserted by [2020 asp 16 s. 30\(7\)](#)
- s. 27(3)-(4A) substituted for s. 27(3)(4) by [2020 asp 16 s. 3\(2\)](#)
- s. 62(5)(q)-(u) inserted by [2020 asp 9 s. 8\(2\)\(b\)](#)
- s. 163(2)-(2B) substituted for s. 163(2) by [2020 asp 16 s. 27\(3\)\(b\)](#)
- s. 164(2)-(2B) substituted for s. 164(2) by [2020 asp 16 s. 27\(4\)\(b\)](#)
- s. 165(2)-(2B) substituted for s. 165(2) by [2020 asp 16 s. 27\(5\)\(b\)](#)