



# Children and Young People (Scotland) Act 2014

2014 asp 8

## PART 3

### CHILDREN'S SERVICES PLANNING

#### 7 Introductory

(1) For the purposes of this Part—

“children's service” means any service provided in the area of a local authority by a person mentioned in subsection (2) which is provided wholly or mainly to, or for the benefit of—

- (a) children generally, or
- (b) children with needs of a particular type (such as looked after children or children with a disability or a need for additional support in learning),

“other service provider” means—

- (a) the chief constable of the Police Service of Scotland,
- (b) the Scottish Fire and Rescue Service,
- (c) the Principal Reporter,
- (d) the National Convener of Children's Hearings Scotland,
- (e) the Scottish Court Service,
- (f) [F<sup>1</sup>an integration joint board established by order under section 9 of the Public Bodies (Joint Working) (Scotland) Act 2014.]

“related service” means any service provided in the area of a local authority by a person mentioned in subsection (2) which though not a children's service is capable of having a significant effect on the wellbeing of children,

“relevant health board” means—

- (a) if the area of the local authority is the same as that of a health board, that health board,
- (b) if the area of the local authority is not the same as that of a health board, the health board within whose area the area of the local authority falls.

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*Changes to legislation: There are currently no known outstanding effects for the Children and Young People (Scotland) Act 2014, Section 7. (See end of Document for details)*

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- (2) The persons referred to in the definitions of “children's service” and “related service” in subsection (1) are—
- (a) the local authority,
  - (b) the relevant health board,
  - (c) any other service provider,
  - (d) the Scottish Ministers (but only in relation to a service provided by them in exercise of their functions under the Prisons (Scotland) Act 1989).
- (3) The Scottish Ministers may by order specify—
- (a) services which are to be considered to be included within or excluded from the definition of “children's service” or “related service” in subsection (1),
  - (b) matters in relation to services falling within either of those definitions which are to be considered to be included within or excluded from those services.
- (4) Before making such an order, the Scottish Ministers must consult—
- (a) each health board,
  - (b) each local authority, and
  - (c) where the service concerned is provided by one of the other service providers, that person.
- (5) The Scottish Ministers may by order modify the definition of “other service provider” in subsection (1) by—
- (a) adding a person or a description of persons,
  - (b) removing an entry listed in it, or
  - (c) varying an entry listed in it.
- (6) A function conferred by this Part on a local authority and the relevant health board is to be exercised by those persons jointly.

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**Textual Amendments**

- F1** Words in s. 7(1) inserted (22.9.2014) by [Public Bodies \(Joint Working\) \(Scotland\) Act 2014 \(asp 9\)](#), ss. 58, 72(2); S.S.I. 2014/231, art. 2

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**Commencement Information**

- I1** S. 7 in force at 7.10.2016 by S.S.I. 2016/254, art. 3(1)(a)

**Changes to legislation:**

There are currently no known outstanding effects for the Children and Young People (Scotland) Act 2014, Section 7.