



# Children and Young People (Scotland) Act 2014

2014 asp 8

## PART 13

### SUPPORT FOR KINSHIP CARE

#### 72 Orders which are kinship care orders

- (1) In section 71, “kinship care order” means—
  - (a) an order under section 11(1) of the 1995 Act which gives to a qualifying person the right mentioned in section 2(1)(a) of that Act in relation to a child,
  - (b) a residence order which has the effect that a child is to live with, or live predominantly with, a qualifying person, or
  - (c) an order under section 11(1) of the 1995 Act appointing a qualifying person as a guardian of a child.
- (2) For the purposes of subsection (1), a “qualifying person” is a person who, at the time the order is made—
  - (a) is related to the child,
  - (b) is a friend or acquaintance of a person related to the child, or
  - (c) has such other relationship to, or connection with, the child as the Scottish Ministers may by order specify.
- (3) But a parent of a child is not a “qualifying person” for the purposes of subsection (1).
- (4) The references in subsection (2) to a person who is related to a child include a person who is—
  - (a) married to or in a civil partnership with a person who is related to the child,
  - (b) related to the child by the half blood.