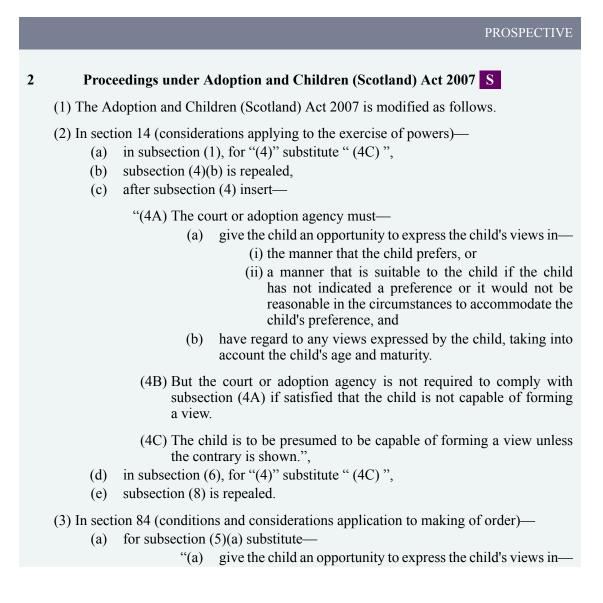


## Children (Scotland) Act 2020 2020 asp 16

Regard to be had to child's views



- (i) the manner that the child prefers, or
- (ii) a manner that is suitable to the child if the child has not indicated a preference or it would not be reasonable in the circumstances to accommodate the child's preference,",
- (b) for subsection (5)(b)(i) substitute—
  - "(i) any views expressed by the child, taking into account the child's age and maturity,",
- (c) after subsection (5) insert—
  - "(5A) But the court is not required to comply with subsection (5)(a) if satisfied that the child is not capable of forming a view.
    - (5B) The child is to be presumed to be capable of forming a view unless the contrary is shown.",
- (d) subsection (6) is repealed.

## Status:

This version of this provision is prospective.

## Changes to legislation:

There are currently no known outstanding effects for the Children (Scotland) Act 2020, Section 2.