



Public Services Reform (Scotland) Act 2010

2010 asp 8

PART 5

SOCIAL CARE AND SOCIAL WORK: SCRUTINY AND IMPROVEMENT

CHAPTER 3

CARE SERVICES

Proposals and applications in relation to registered care services

69 Emergency condition notices: appeals

- (1) A person—
- (a) who is given an emergency condition notice, and
 - (b) who—
 - (i) makes no written representations in accordance with section 67(4)(a), or
 - (ii) makes such representations but is notified as mentioned in section 67(5)(b),
- may, within 14 days after the relevant date, appeal to the sheriff against the imposition of the condition.
- (2) In subsection (1), “relevant date” means—
- (a) where sub-paragraph (i) of subsection (1)(b) applies, the date of service of the emergency condition notice,
 - (b) where sub-paragraph (ii) of that subsection applies, the date notification mentioned in that sub-paragraph is given.
- (3) The sheriff may, on an appeal under subsection (1)—
- (a) direct that the condition specified in the emergency condition notice is to continue to have effect,

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- (b) direct that the condition is to cease to have effect,
- (c) direct that the condition be varied as specified in the direction,
- (d) impose an additional condition in relation to the registration.

Commencement Information

- I1** S. 69 in force at 1.10.2010 for specified purposes by [S.S.I. 2010/321](#), [art. 3](#), [Sch.](#)
- I2** S. 69 in force at 1.4.2011 in so far as not already in force by [S.S.I. 2011/122](#), [art. 2](#), [Sch.](#)

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

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

- Pt. 5 Ch. 3A amendment to earlier affecting provision 2019 asp 6, s. 12(2) by [S.S.I. 2023/127 reg. 3\(4\)](#)
- Pt. 5 Ch. 3A inserted by [2019 asp 6 s. 12\(2\)](#)