



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, Cross Heading: Children's hearings: procedural rules 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](#)

Changes to legislation:

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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\(5\)\(b\)](#)