
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2014 No.

**The National Confidential Forum (Prescribed
Care and Health Services) (Scotland) Order 2014**

Prescribed care services

3.—(1) The care services prescribed are—

- (a) the provision of school education;
- (b) the provision of accommodation—
 - (i) by, or on behalf of, a local authority in pursuance of its duty under any enactment to provide accommodation for children;
 - (ii) by any other person for the purposes of the Social Work (Scotland) Act 1968(1), the Children (Scotland) Act 1995(2) or the Children’s Hearings (Scotland) Act 2011(3);
 - (iii) by a voluntary organisation or any other person in a children’s home;
 - (iv) to evacuees during war;
 - (v) to persons by reason of a disability (physical or mental);
 - (vi) to persons on remand or sentenced to imprisonment or detention, or whose liberty is otherwise restricted; and
 - (vii) to persons in need by reason of being destitute.

(2) In paragraph 1(a), “school education” has the meaning given by section 1(5) of the Education (Scotland) Act 1980(4).

(3) In paragraph 1(b)(i), the reference to a local authority includes any body which, before 1st February 1996(5), exercised functions analogous to those of a local authority.

(1) 1968 c.49.

(2) 1995 c.36.

(3) 2011 asp 1.

(4) 1980 c.44. Section 1(5) has been relevantly amended by Schedules 2 and 3 to the Standards in Scotland’s Schools etc. Act 2000 (asp 6) and schedule 3 to the Education (Additional Support for Learning) (Scotland) Act 2004 (asp 4).

(5) 1st February 1996 is the date that section 2 (constitution of councils) of the Local Government etc. (Scotland) Act 1994 (c.39) was brought into effect.