
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 210

The Looked After Children (Scotland) Regulations 2009

PART III

GENERAL MATTERS AFFECTING LOOKED AFTER CHILDREN

Death of a looked after child

6.—(1) If a child who is being looked after by a local authority dies the authority must immediately—

- (a) notify the Scottish Ministers; and
- (b) so far as is reasonably practicable notify the parents of the child and every person who has any parental responsibilities or parental rights in relation to the child.

(2) The requirement to notify at paragraph (1)(b) does not apply in respect of any person with whom the child was residing at the time of their death.

Recommendations by local authority to Principal Reporter

7.—(1) This regulation applies where a local authority submit a report on a child to a children's hearing under section 56(7) of the 1995 Act.

(2) Where the local authority are of the view that it would be in the best interests of the child they may recommend that the child—

- (a) be cared for by their parents or any person with parental responsibilities or parental rights in relation to the child under arrangements made in accordance with regulation 8;
- (b) be placed with a kinship carer who has entered into an agreement under regulation 12;
- (c) be placed with a foster carer who has entered into an agreement under regulation 24;
- (d) be placed with any other person who is not a relevant person where the requirements of regulation 36 are met; or
- (e) be placed in a residential establishment.