

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2021 No. 103**

**CHILDREN AND YOUNG PERSONS  
SOCIAL WORK**

The Looked After Children (Scotland)  
Amendment Regulations 2021

*Made - - - - 22nd February 2021*

*Laid before the Scottish*

*Parliament - - - - 24th February 2021*

*Coming into force in accordance with regulation 1*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 5(2), (3) and (4) of the Social Work (Scotland) Act 1968<sup>(1)</sup> and sections 17(1), and 103(2) and (3) of the Children (Scotland) Act 1995<sup>(2)</sup> and all other powers enabling them to do so.

- 
- (1) 1968 c.49. Subsections (3) to (5) of section 5 were substituted by the Children (Scotland) Act 1995 (c.36), schedule 4, paragraph 15(4)(d). Section 5(2) was substituted by the Children Act 1975 (c.72), schedule 3, paragraph 49. Section 5(2) (c) was substituted by the Local Government etc. (Scotland) Act 1994 (c.39), section 180(1), schedule 13, paragraph 76(3) (c) and is amended by the Children (Scotland) Act 1995 (c.36), schedule 4, paragraph 15(4)(c), the Adoption and Children (Scotland) Act 2007 (asp 4), section 120(1), schedule 2, paragraph 2 and S.S.I. 2013/211. Section 5(2)(d) was repealed by the Children Act 1989 (c.41), section 108(7), schedule 15. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).
- (2) 1995 c.36. Section 17 is relevantly amended by the Children (Scotland) Act 2020 (asp 16), section 13. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998. Section 103(2) defines “prescribed”.