

POLICY NOTE

THE UNITED NATIONS CONVENTION ON THE RIGHTS OF THE CHILD (INCORPORATION) (SCOTLAND) ACT 2024 (COMMENCEMENT) REGULATIONS 2024

SSI 2024/13 (C. 2)

The above instrument was made in exercise of the powers conferred by section 47(2)(b) of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024 (“the Act”). The instrument is laid without procedure.

Summary Box

This instrument commences sections 1 (meaning of “the UNCRC requirements” and related expressions), 2 (meaning of references to States Parties and related expressions in the UNCRC requirements), 13 (guidance on Part 2), 20 (guidance on section 18), and 44 (rules of court) and the schedule (the UNCRC requirements) of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024 on 31 January 2024.

Policy Objectives

The purpose of this instrument is to commence certain provisions of the Act early, to assist with implementation of the substantive provisions of the Act. The remaining provisions of the Act will commence, in accordance with section 47(2)(a) of the Act, in July 2024.

EU Alignment Consideration

This instrument is not relevant to the Scottish Government’s policy to maintain alignment with the EU.

Consultation

There is no statutory obligation to consult on these Regulations. However, the Scottish Government consulted with the United Nations Convention on the Rights of the Child Strategic Implementation Board, which supported the early commencement of these provisions. The Cabinet Sub-Committee for Legislation has approved early commencement.

Impact Assessments

There are no impact assessments required for these Regulations.

Financial Effects

The Minister for Children Young People and Keeping the Promise confirms that no Business and Regulatory Impact Assessment is necessary as the instrument has no financial effects on the Scottish Government, local government or on business.

Scottish Government
Children and Families Directorate

January 2024