



Foster Children (Scotland) Act 1984

CHAPTER 56

FOSTER CHILDREN (SCOTLAND) ACT 1984

Foster children for the purposes of the Act

- 1 Foster children.
- 2 Exceptions to section 1.

Duties of local authorities

- 3 Local authorities to ensure well being of and to visit foster children.

Notification of fostering to local authorities

- 4 Notification by parents.
- 5 Notification by persons maintaining or proposing to maintain foster children.
- 6 Notification by persons ceasing to maintain foster children

Disqualification for fostering

- 7 Persons disqualified from keeping foster children.

Control by local authorities of fostering

- 8 Power to inspect premises.
- 9 Power to impose requirements as to the keeping of foster children.
- 10 Power to prohibit the keeping of foster children.

Proceedings

- 11 Appeal to sheriff against requirement or prohibition imposed under section 9 or 10.
- 12 Removal of foster children kept in unsuitable surroundings.

Changes to legislation: Foster Children (Scotland) Act 1984 is up to date with all changes known to be in force on or before 27 April 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

13 Search warrants.

Advertisements

14 Prohibition of advertisements relating to the fostering of children.

Offences

15 Offences relating to foster children.

Extension of provisions of the Act to other children

16 Extension of Act to certain school children during holidays.

17 Extension of Act to certain children above compulsory school age.

Miscellaneous and supplementary

18 Avoidance of insurances on lives of foster children.

19 Service of notices by post.

20 Regulations

21 Interpretation.

22 Transitional provisions, consequential amendments and repeals.

23 Citation

SCHEDULES

SCHEDULE 1 — Transitional Provisions

General

1 Insofar as— (a) any requirement, prohibition, determination, order or regulation...

2 Where any enactment passed before this Act, or any instrument...

3 Where any period of time specified in any enactment repealed...

Visits by local authority officers under section 3(2)

4 Until such time as the Secretary of State may by...

Notification under section 5

5 (1) In this paragraph “the relevant date” means the date...

Children above compulsory school age

6 Where immediately before the commencement of this Act Part I...

References to provisions of Adoption (Scotland) Act 1978

7

Reference to Mental Health (Scotland) Act 1984

8

SCHEDULE 2 —

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Consequential Amendments

Nurseries and Child-Minders Regulation Act 1948 (c. 53)

- 1
- 2

Health Services and Public Health Act 1968 (c. 46)

- 3

Social Work (Scotland) Act 1968 (c. 49)

- 4 In section 2(2)(d) (the social work committee), for “Part 1...
- 5 In section 6(1)(b)(i) (supervision of establishments providing accommodation for persons),...

Adoption (Scotland) Act 1978 (c. 28)

- 6 In section 2(c) (local authorities’ social work), for “the Children...
- 7 In section 32(3)(a) (meaning of protected child), for “subsection (3)...

Foster Children Act 1980 (c. 6)

- 8 In section 7(1)(a) (persons disqualified from keeping foster children), after...

SCHEDULE 3 — Repeals

TABLE OF DERIVATIONS

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 7(4) word substituted by [2020 asp 13 sch. 5 para. 9](#)