
Changes to legislation: There are currently no known outstanding effects for the Local Government etc. (Scotland) Act 1994, Paragraph 76. (See end of Document for details)

SCHEDULE 13

MINOR AND CONSEQUENTIAL AMENDMENTS

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

- 76 (1) The Social Work (Scotland) Act 1968 shall be amended in accordance with this paragraph.
- (2) In section 1(2) (local authorities for the administration of the Act), for the words “regional and islands councils” substitute the words “councils constituted under section 2 of the Local Government etc. (Scotland) Act 1994”.
- (3) In section 5 (powers of Secretary of State)—
- (a) in subsection (1A) for the words “section 2(2) of this Act” there shall be substituted the words “subsection (1B) below”; and
 - (b) after subsection (1A) there shall be added—
 - “(1B) The enactments referred to in subsection (1A) above are—
 - (a) this Act as read with sections 1 and 2(1) of the ^{M1}Chronically Sick and Disabled Persons Act 1970 and the ^{M2}Disabled Persons (Services, Consultation and Representation) Act 1986;
 - (b) Part IV of the ^{M3}Children and Young Persons (Scotland) Act 1937;
 - (c) section 22(2) to (5A), (7) and (8), section 26(2) to (4) and sections 43, 45, 47 and 48 of the ^{M4}National Assistance Act 1948;
 - (d) the Disabled Persons (Employment) Act 1958;
 - (e) sections 10 to 12 of the ^{M5}Matrimonial Proceedings (Children) Act 1958, and sections 11 and 12 of the ^{M6}Guardianship Act 1973;
 - (f) sections 23, 24, 297 and 329 of the ^{M7}Criminal Procedure (Scotland) Act 1975;
 - (g) the Children Act 1975;
 - (h) the Adoption Act 1976;
 - (i) the Adoption (Scotland) Act 1978;
 - (j) sections 21 to 23 of the ^{M8}Health and Social Services and Social Security Adjudications Act 1983;
 - (k) the Mental Health (Scotland) Act 1984;
 - (l) the Foster Children (Scotland) Act 1984;
 - (m) sections 38(b) and 235 of the ^{M9}Housing (Scotland) Act 1987;
 - (n) the Access to Personal Files Act 1987; and
 - (o) section 19 and Part X of the ^{M10}Children Act 1989.”; and
 - (c) in subsection (2), for paragraph (c) there shall be substituted—
 - “(c) the performance of the functions of local authorities under any of the enactments mentioned in paragraphs (b), (d), (e), (g), (h), (i), (l) and (o) of subsection (1B) above”.

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- (4) In section 5A(3) (local authority plans for community care services)—
 - (a) paragraph (b) shall cease to have effect; and
 - (b) in paragraph (c), for “section 2(2)” substitute “ 5(1B) ”.
- (5) In section 5B(1) (complaints procedure), for “referred to in section 2(2)” substitute “ mentioned in section 5(1B) ”.

^{F1}(6)

- (7) In section 10(1) (making of grants and loans for social work), for the words from “enactments” to “of this Act” substitute “ mentioned in paragraphs (b), (d), (e), (g), (h), (i) and (l) of section 5(1B) of this Act ”.
- (8) In section 20A(1) (powers of local authority in course of review of child in care) for “their reporter” substitute “ the Principal Reporter ”.
- (9) In section 27(3)(c) (content of probation, community service and supervised attendance scheme etc.), for the words from “the social” to the end substitute “ a committee or sub-committee of such authorities ”.

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- (26) For “reporter”, wherever occurring, substitute “ Principal Reporter ”.
- (27) Sub-paragraph (26) above does not affect any of the particular amendments made by this paragraph.

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Textual Amendments

F1 Sch. 13 para. 76(6)(10)-(25) repealed (1.4.1997) by 1995 c. 36, s. 105(5), **Sch. 24**; S.I. 1996/3201, **art. 3(7)**

Marginal Citations

M1 1970 c. 44.
M2 1986 c. 33.
M3 1937 c. 37.
M4 1948 c. 29.
M5 1958 c. 40.
M6 1973 c. 29.
M7 1975 c. 21.
M8 1983 c. 41.
M9 1987 c. 26.
M10 1989 c. 41.

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