The Approved Schools (Form of Court Record) (Scotland) Regulations, 1949

1949 No. 1637 (S. 114)

Made - - - - 30*th August*, 1949
Coming into Operation 1*st November*, 1949

In the exercise of the power conferred upon me by subsection (2) of section 76 of the Children and Young Persons (Scotland) Act, 1937(a), and of all other powers enabling me in that behalf, I hereby make the following Regulations:—

Record of information

1. The record to be prepared and transmitted under subsection (2) of section 76 of the Children and Young Persons (Scotland) Act, 1937, to the headmaster or person for the time being in charge of an approved school by a court which makes an approved school order shall be in the form set forth in the Schedule to these Regulations:

Provided that, instead of preparing and transmitting Part B and Part C of the Record or either of them, the Court may transmit the reports from which the said Parts or Part would be compiled, or certified copies thereof.

Interpretation

2. The Interpretation Act, 1889(b), applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Citation, commencement and revocation

3.—(1) These Regulations may be cited as the Approved Schools (Form of Court Record) (Scotland) Regulations, 1949.

(2) These Regulations shall come into operation on 1st November, 1949.

(3) Regulation 59 of the Children and Young Persons (Scotland) Care and Training Regulations, 1933(c), and the Appendix to the said Regulations are hereby revoked.

Arthur Woodburn,
One of His Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
30th August, 1949.

(a) 1 Edw. 8. & 1 Geo. 6. c. 37. (b) 52 & 53 Vict. c. 63.
(c) S.R. & O. 1933 (No. 1006) p. 474.

SCHEDULE

CHILDREN AND YOUNG PERSONS (SCOTLAND) ACT, 1937, SECTION 76 (2)

Record for transmission by a Court making an Approved School Order to the headmaster or person for the time being in charge of the school concerned.

Transmitted by (*state Court*).....

to the $\frac{\text{Headmaster}}{\text{Headmistress}}$ of (*state School*).....

I certify that the Record annexed hereto correctly sets forth the information in possession of the Court relating to the child or young person named and described therein.

Signed on behalf of the Court.....

Date.....

RECORD

PART A

General information, including home surroundings

The value of this record as a guide in determining suitable training and treatment will depend upon the completeness of the information provided and, where appropriate, special reports (e.g. by a minister or responsible officer of a youth organisation) should be added, if in possession of the Court.

1. Name of child or young person.
2. (*a*) Date of birth.
   (*b*) Legitimate or illegitimate?
3. Address.
4. Circumstances in which brought before the Court (*state the nature of the offence or the ground of the application, including a reference to the relative section or subsection of the Act*).
5. By whom brought before the Court.
6. Previous offences, if any (*date, nature of offence and action taken*).
7. (*a*) If previously in an Approved School, name of school.
   (*b*) If previously on probation, name and address of probation officer, and result of probation.
8. If left school—
   (*a*) occupation and wages.
   (*b*) name and address of employer (if not in work, (*a*) and (*b*) should relate to the last place of employment).
   (*c*) character in employment.
9. Religious persuasion.
10. Church connection.
11. Membership of any youth organisation.

12. Parents, etc. (*Step-parents, adoptive parents, or guardians should be indicated as such*).— *Father* *Mother*
    (*a*) Name.
    (*b*) Address.
    (*c*) Religious persuasion.
    (*d*) Occupation.
    (*e*) Wages or other means.
    (*f*) Character.
    (*g*) Convictions, if any.
    (*h*) If separated or divorced, date of separation or divorce.
13. Particulars of other members of the family—
    (*a*) at home.
    (*b*) elsewhere, if known.
14. General home conditions—
    (*a*) Number of rooms.
    (*b*) Condition.
    (*c*) Rent.
    (*d*) Surroundings.
15. Name and address of any other person interested in him/her.
16. Any other information (including any information that emerges in the course of Court proceedings).

PART B

Educational information

The value of this record as a guide in determining suitable training and treatment will depend upon the completeness of the information provided and, where appropriate, special reports (e.g. by the teacher) should be added, if in possession of the Court.

1. Name of child or young person.
2. Date of birth.
3. Address.
4. School last attended (*if a special school or class, this should be stated*).
5. Class.
6. (*a*) Progress in (i) general subjects.
   (ii) practical work.
   (*b*) If available, results of objective (standardised) tests of attainment, with titles and dates of tests.
7. Mental capacity (results of intelligence tests, if taken, giving titles and dates of tests).
8. Regularity of attendance.
9. Character and behaviour at school.
10. Medical history.
11. If left school—
    (*a*) date of leaving.
    (*b*) any record of further education.
12. Any other particulars.
13. Name and appointment of the person who supplied the information in Part B.

PART C

Medical information

The value of this record as a guide in determining suitable training and treatment will depend upon the completeness of the information provided and, where appropriate, special reports (e.g. by a psychologist) should be added, if in possession of the Court.

1. Name of child or young person.
2. Date of birth.
3. Address.
4. Is he/she free from—
   (*a*) skin disease?
   (*b*) nits or vermin?
   (*c*) infectious or contagious disease or contact with infectious or contagious disease?
5. Is he/she in full use of—
   (*a*) all limbs?
   (*b*) eyesight?
   (*c*) hearing?

   If (a), (b) or (c) is not answered in the affirmative, give full details of defect.
6. Is there any sign of tubercular disease?
7. Is there any sign of heart disease?
8. Are there any rheumatic manifestations?
9. Is there any history of fits?
10. Does he/she suffer from incontinence of urine or faeces?
11. Are there any indications of mental abnormality or emotional instability? (*If so, give details, and, if possible, state the intelligence quotient.*)
12. In a case of mental subnormality, is a special examination desirable with a view to ascertaining whether he/she is a defective within the meaning of the Mental Deficiency and Lunacy (Scotland) Act, 1913?
13. In a case of emotional instability, should he/she be examined by a psychiatrist?
14. Any other disease or defect?
15. Any other special examination desirable?
16. General observations on the physical, mental or emotional conditions noted.
17. Name and description of the medical practitioner who supplied the information in Part C.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations prescribe the form to be used by a court for transmitting to the headmaster of an Approved School the information in its possession about a child or young person who is the subject of an Approved School order.