STATUTORY INSTRUMENTS

1983 No. 1424 (S. 127)

CHILDREN AND YOUNG PERSONS

The Children's Hearings (Scotland) Amendment Rules 1983

Made - - - - - - - -	15*th September* 1983
Coming into operation	
For the purposes of rule 3	6*th October* 1983
For the purposes of rule 4	1*st January* 1984

In exercise of the powers conferred on me by section 35(4) and (5)(*b*) of the Social Work (Scotland) Act 1968**(a)** and of all other powers enabling me in that behalf, and after consultation with the Council on Tribunals, I hereby make the following Rules:—

Citation and commencement

1. These Rules may be cited as the Children's Hearings (Scotland) Amendment Rules 1983 and shall come into operation for the purposes of rule 3 on 6th October 1983 and for the purposes of rule 4 on 1st January 1984.

Interpretation

2. In these rules the "principal rules" means the Children's Hearings (Scotland) Rules 1971**(b)**.

Amendment of principal rules

3.—(1) In rule 15(1) and (3) of the principal rules (statement of grounds of referral by reporter to children's hearing), for the words "paragraphs (*a*) to (*g*)" there shall be substituted the words "paragraphs (*a*) to (*gg*)"**(c)**.

(2) In Form 4A of the Schedule to the principal rules (form of statement), for the words "(Conditions in section 32(2)(*a*) to (*g*) of the Act)" there shall be substituted the words "(Conditions in section 32(2)(*a*) to (*gg*) of the Act)".

(a) 1968 c. 49. **(b)** S.I. 1971/492.

(c) Paragraph (*gg*) was added to section 32(2) of the Social Work (Scotland) Act 1968 by section 1 of the Solvent Abuse (Scotland) Act 1983 (c. 33).

4.—(1) In rule 15(1) and (3) of the principal rules after the words "paragraphs (*a*) to (*gg*)" there shall be added the words "and (*i*)"**(a)**.

(2) In Form 4A of the Schedule to the principal rules after the words "section 32(2)(*a*) to (*gg*)" there shall be added the words "and (*i*)".

George Younger,
One of Her Majesty's
Principal Secretaries of State.

New St Andrew's House,
Edinburgh.
15th September 1983.

EXPLANATORY NOTE

(This Note is not part of the Rules)

Section 1 of the Solvent Abuse (Scotland) Act 1983 adds to section 32(2) of the Social Work (Scotland) Act 1968 a new paragraph, paragraph (*gg*), whereby deliberate inhalation (other than for medicinal purposes) of the vapour of a volatile substance by a child may indicate that he is in need of compulsory measures of care under Part III of the 1968 Act.

Rule 3 of these Rules adds a reference to that new paragraph to rule 15 and Form 4A of the Children's Hearings (Scotland) Rules 1971 which deal with the form etc. of the statement of grounds of referral of a case from the Reporter to a Children's Hearing.

Section 8(1) of the Health and Social Services and Social Security Adjudications Act 1983 adds a further new paragraph, paragraph (*i*), to section 32(2) of the 1968 Act whereby a child may be in need of compulsory measures of care under Part III of the 1968 Act if he is in the care of a local authority and his behaviour is such that special measures are needed for his adequate care and control. Rule 4 of these Rules adds a reference to that new paragraph to rule 15 and Form 4A of the 1971 Rules.

(a) Paragraph (*i*) was added to section 32(2) of the Social Work (Scotland) Act 1968 by section 8(1) of the Health and Social Services and Social Security Adjudications Act 1983 (c. 41).

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