



Commissioner for Children and Young People (Scotland) Act 2003

2003 asp 17

Functions

8 Initiation and conduct of investigation

- (1) Before taking any steps in the conduct of an investigation, the Commissioner must—
 - (a) draw up terms of reference for the investigation; and
 - [^{F1}(b) take such steps as appear to the Commissioner to be appropriate with a view to bringing notice of the investigation and terms of reference to the attention of persons likely to be affected by it.]
- (2) [^{F2}A general] investigation is to be conducted in public except to the extent that the Commissioner considers that the taking of evidence in private is necessary or appropriate.
- [^{F3}(3) An individual investigation is to be conducted in private.]

Textual Amendments

- F1** S. 8(1)(b) substituted (7.8.2017) by Children and Young People (Scotland) Act 2014 (asp 8), ss. 5(3)(a), 102(3); S.S.I. 2016/254, art. 3(4) (with art. 4)
- F2** Words in s. 8(2) substituted (7.8.2017) by Children and Young People (Scotland) Act 2014 (asp 8), ss. 5(3)(b), 102(3); S.S.I. 2016/254, art. 3(4) (with art. 4)
- F3** S. 8(3) added (7.8.2017) by Children and Young People (Scotland) Act 2014 (asp 8), ss. 5(3)(c), 102(3); S.S.I. 2016/254, art. 3(4) (with art. 4)

Changes to legislation:

Commissioner for Children and Young People (Scotland) Act 2003, Section 8 is up to date with all changes known to be in force on or before 09 March 2024. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4(2A) inserted by [2024 asp 1 s. 11\(2\)](#)