



# Joint Inspection of Children's Services and Inspection of Social Work Services (Scotland) Act 2006

2006 asp 3

## PART 1

### CHILDREN'S SERVICES

#### **1 Joint inspection of children's services**

- (1) Any two or more of the persons and bodies to which this section applies must, at the request of the Scottish Ministers, conduct an inspection relating to the provision of children's services.
- (2) The Scottish Ministers may request under subsection (1) that there be conducted an inspection of the provision of—
  - (a) all children's services in the relevant area;
  - (b) such children's services provided in the relevant area as they may specify; or
  - (c) such children's services provided to a particular child or particular children as they may specify.
- (3) In paragraphs (a) and (b) of subsection (2), the "relevant area" is the whole of Scotland or such part of Scotland as the Scottish Ministers specify in their request.
- (4) The purposes of an inspection under this section are—
  - (a) to review and evaluate the effectiveness of the provision of the services which are the subject of the inspection or, in the case of an inspection referred to in subsection (2)(c), the effectiveness of the provision of those services to the particular child or particular children in question; and
  - (b) to enable those conducting the inspection to report to the Scottish Ministers and to make recommendations to them.
- (5) An inspection under this section is to be conducted in accordance with—
  - (a) a timetable approved by the Scottish Ministers;
  - (b) any directions issued by the Scottish Ministers.

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*Status: This is the original version (as it was originally enacted).*

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- (6) A person or body conducting an inspection under this section shall have regard to any code of practice prepared and issued by the Scottish Ministers for the purpose of—
- (a) giving practical and general guidance on matters relating to such an inspection (including, without prejudice to that generality, such matters as access to confidential information and the holding, sharing and destruction of such information); and
  - (b) promoting what appear to them to be desirable practices with regard to such matters.
- (7) The persons and bodies to which this section applies are—
- (a) Her Majesty's inspectors of schools (that is to say, the inspectors of schools appointed by Her Majesty on the recommendation of the Scottish Ministers under the Education (Scotland) Act 1980 (c. 44));
  - (b) social work inspectors appointed under section 4 of this Act;
  - (c) the Scottish Commission for the Regulation of Care;
  - (d) Her Majesty's Chief Inspector of Constabulary;
  - (e) Her Majesty's Chief Inspector of Prisons for Scotland;
  - (f) any special Health Board constituted by order under section 2(1)(b) of the National Health Service (Scotland) Act 1978 (c. 29); and
  - (g) any other person or body specified by the Scottish Ministers in an order made by statutory instrument.