



Adult Support and Protection (Scotland) Act 2007

2007 asp 10

PART 1

PROTECTION OF ADULTS AT RISK OF HARM

Removal orders

17 Variation or recall of removal order

- (1) The sheriff may vary or recall a removal order if satisfied that the variation or recall is justified by a change in the facts or circumstances in respect of which the order was granted or, as the case may be, last varied.
- (2) A removal order may not be varied so as to authorise the council to do anything after the day which falls 7 days after the day on which the adult at risk to whom the order relates is moved in pursuance of the order.
- (3) Where an adult at risk has been moved from any place in pursuance of a removal order which is recalled, the sheriff may direct the council to—
 - (a) return the adult to that place, or
 - (b) take the adult to any other place which the sheriff, having regard to the adult's wishes, may specify.
- (4) A removal order may be varied or recalled only on the application of—
 - (a) the adult at risk to whom the order relates,
 - (b) any person who has an interest in the adult at risk's well-being or property, or
 - (c) the council.

Commencement Information

II S. 17 in force at 29.10.2008 by [S.S.I. 2008/314](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Adult Support and Protection (Scotland) Act 2007, Section 17.