



Adult Support and Protection (Scotland) Act 2007

2007 asp 10

PART 1

PROTECTION OF ADULTS AT RISK OF HARM

Protection orders and visits: supplementary

36 Visits: supplementary provisions

- (1) A council officer may visit a place at reasonable times only.
- (2) A council officer must, while visiting any place—
 - (a) state the object of the visit, and
 - (b) produce evidence of the officer's authorisation to visit the place.
- (3) A council officer may, while visiting any place—
 - (a) examine the place,
 - (b) take into the place—
 - (i) any other person, and
 - (ii) any equipment,as may be reasonably required in order to fulfil the object of the visit, and
 - (c) do anything else (under this Part or otherwise) which is reasonably required in order to fulfil the object of the visit.
- (4) A council officer may not use force during, or in order to facilitate, a visit (but this does not prevent the sheriff from granting a warrant for entry authorising a constable to use force).
- (5) A refusal to allow a council officer, or any person accompanying a council officer, to carry out a visit which is not authorised by a warrant for entry does not constitute an offence under section 49(1).