

CHILDREN'S HEARINGS (SCOTLAND) ACT 2011

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 10 – Proceedings before Sheriff

Application for extension or variation of interim compulsory supervision order

Section 98 – Application for extension or variation of interim compulsory supervision order

148. This section applies to the extension of an interim compulsory supervision order where a child has been made the subject of such interim orders for a continuous period of 66 days.
149. Subsections (2) and (3) provide that the Principal Reporter may apply to the sheriff for an extension or an extension and variation of the current interim compulsory supervision order at any time prior to the expiry of the current order. Subsection (4) provides that an interim order may only be extended, or extended and varied, where the sheriff is satisfied that the nature of the child's circumstances makes this extension necessary for the protection, guidance, treatment or control of the child.

Section 99 – Further extension or variation of interim compulsory supervision order

150. This section enables the further extension of interim compulsory supervision orders which have already been extended or extended and varied. Section 99 enables the sheriff to continue to extend or vary interim orders as many times as the sheriff considers appropriate.