



Children's Hearings (Scotland) Act 2011

2011 asp 1

PART 5

CHILD ASSESSMENT AND CHILD PROTECTION ORDERS

Child protection orders

37 Child protection orders

- (1) A person may apply to the sheriff for a child protection order in respect of a child.
- (2) A child protection order is an order doing one or more of the following—
 - (a) requiring any person in a position to do so to produce the child to a specified person,
 - (b) authorising the removal of the child by the specified person to a place of safety and the keeping of the child in that place,
 - (c) authorising the prevention of the removal of the child from any place where the child is staying (whether or not the child is resident there),
 - (d) authorising the carrying out (subject to section 186) of an assessment of—
 - (i) the child's health or development, or
 - (ii) the way in which the child has been or is being treated or neglected.
- (3) A child protection order may also include any other authorisation or requirement necessary to safeguard or promote the welfare of the child.
- (4) A child protection order may include an authorisation of the type mentioned in paragraph (d) of subsection (2) only if it also includes an authorisation of a type mentioned in paragraph (b) or (c) of that subsection.
- (5) An application for a child protection order must—
 - (a) identify the applicant,
 - (b) in so far as is practicable, identify the child in respect of whom the order is sought,
 - (c) state the grounds on which the application is made, and
 - (d) be accompanied by supporting evidence, whether documentary or otherwise, sufficient to enable the sheriff to determine the application.

Status: This is the original version (as it was originally enacted).

(6) In subsection (2), “specified” means specified in the order.