Draft Regulations laid before the Scottish Parliament under section 44A(7) of the Criminal Procedure (Scotland) Act 1995 for approval by resolution of the Scottish Parliament.

### DRAFT SCOTTISH STATUTORY INSTRUMENTS

## 2016 No.

## CHILDREN AND YOUNG PERSONS

# The Secure Accommodation (Scotland) Amendment Regulations 2016

Made - - - - 2016

Coming into force - - 1st February 2016

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 44A(5) and (6) of the Criminal Procedure (Scotland) Act 1995(1) and all other powers enabling them to do so.

In accordance with section 44A(7) of that Act, a draft of these Regulations has been laid before and approved by resolution of the Scottish Parliament.

#### Citation and commencement

**1.** These Regulations may be cited as the Secure Accommodation (Scotland) Amendment Regulations 2016 and come into force on 1st February 2016.

#### **Application**

**2.** These Regulations apply to a decision mentioned in section 44A(1) of the Criminal Procedure (Scotland) Act 1995 where that decision is made on or after the date on which these Regulations come into force.

#### Appeal against decision to detain a child in secure accommodation

3. After regulation 11 of the Secure Accommodation (Scotland) Regulations 2013(2) insert—

#### "Appeal against decision to detain a child in secure accommodation

**11A.**—(1) This regulation applies where an appeal under section 44A (appeal against detention in secure accommodation) of the Criminal Procedure Act is made.

<sup>(1) 1995</sup> c.46. Section 44A was inserted by section 91 of the Children and Young People (Scotland) Act 2014 (asp 8).

<sup>(2)</sup> S.S.I. 2013/205 as amended by S.S.I. 2015/20.