

## Children (Care and Justice) (Scotland) Bill — Stage 3

### Section 23

#### Sue Webber

1 In section 23, page 41, line 7, at end insert—

- <(3) Regulations under subsection (1) must include provision requiring the Scottish Ministers, before approving a secure accommodation service, to be satisfied that the service will ensure that a child is not placed in the same residential establishment as another child where—
  - (a) in proceedings under the Children’s Hearings (Scotland) Act 2011, it has been established that—
    - (i) the child has committed an offence against or in respect of the other child, or
    - (ii) the child has acted or behaved in a way that has had, or is likely to have had, a serious adverse effect on the health, safety or development of the other child, or
  - (b) in criminal proceedings, the child has pled guilty to, or been found guilty of, having committed an offence against or in respect of the other child.>