



Information for families living in Scotland

argyll & bute

child protection
committee



Taking Care of Children: Information for families living in Scotland

This leaflet tells you about Scotland's laws on protecting and caring for children and young people. It also tells you about what is expected of adults who look after children. In Scotland, the law says parents must:

- Promote the general welfare, health and full development of their children and
- Protect them from harm

Anyone who cares for a child is also responsible for making sure they are safe and well at all times.

The Law

In Scotland, generally speaking, a child is someone who is under the age of 16. The law on children and young people in Scotland is based on the principles that:

- The child's welfare comes first

- All children have a right to be protected from all forms of abuse, neglect or exploitation
- Parents should normally be responsible for bringing up their children

There are various laws in Scotland, which are designed to make sure that children and teenagers are properly protected and cared for. The Police are responsible for enforcing these laws, but all agencies and public bodies have responsibilities in making

2 |

sure that the laws aren't broken. We also recognise that it is everyone's job to make sure that children and young people are safe whether they are parents or members of the public.

Physical punishment of children

In Scotland the law protects children and young people from any punishment: • that is too harsh



- that involves too much force
- that harms them

You should not discipline your child in ways that involve hitting them, or beating them. It is against our laws to punish children in a dangerous way such as:

- Shaking

- Hitting on the head
- Using something to "punish" children (such as a shoe, cane, slipper)

Child Protection Services will investigate any signs that a child has been physically abused.

These dangerous forms of physical punishment to children and young people in Scotland are against the law.

Children left alone

You should never leave young children alone, not even for a short period of time. The Police will investigate (and legal action may be taken if anything goes wrong or) if a child is injured or harmed because they have been left alone.

Always leave your child in the care of an adult you trust.

You should always make sure that anyone who looks after your child is responsible and that you trust them.

Never leave your child with a

stranger.

Children and work

In Scotland, children under the age of 13 are not allowed to work. No child under 16 may be employed before 7am or after 7pm. Children under 16 are not allowed to work more than 2 hours a day on any day, excluding Saturday, when they are



allowed to work up to 5 hours (if under 15) or 8 hours (if 15 or over).

Children cannot work during school hours and can only work 1 hour before school begins. It is prohibited for children to work in any industrial places (including factories and building sites) or in any work that is likely to harm their health, wellbeing or education.

Children and begging

In Scotland, it is illegal for parents and people who look after children to allow children to beg. It is a crime to make or allow children under the age of 16 to beg. This means that parents are responsible for their children and may be prosecuted should they allow their children to beg. It is likely that if members of the public see children begging, they will tell the Police.

Female Genital Mutilation (FGM)

It is a crime in Scotland:

- to do this operation
- to do this operation in a different country • to arrange for this operation to be done in a different country even if it is legal there.

Female Genital Mutilation is extremely harmful. It

4 |

can cause long-term mental and physical suffering. It violates the most basic of human rights and is illegal in Scotland.

Forced Marriages

Forced marriage is illegal in Scotland and is considered to be an abuse of human rights. The Police will investigate if a crime has been reported where a child or young person has been forced to marry against their wishes.

Children who are forced into marriage or subjected to emotional, physical or sexual abuse as a result,

are protected by law and abuse will be investigated by Child Protection Services.

Sexual activity and young people

It is an offence in Scotland for adults to have sexual relationships with children under the age of 16.

Young people have a natural interest in sex and sexual relationships. They have a right to receive Health Education, support and protection. This is recognised by the Education and Health Services in Scotland.

However, adults have a responsibility to identify when any relationships with young people may be abusive or exploitative. Adults should respond and offer support if they think this is happening. In such cases adults must always think about reporting the matter to the authorities so that the young person concerned can be properly protected.

It is important to know that adults may “groom” or prepare children and young people with the aim of harming them. “Grooming” is where adults may contact and make friends with a child or young person so that they can sexually abuse them. If you believe that your child or another child is being

5 | contacted in this way, get advice and support and always report this to the Police.

Your responsibility

If you are a parent or caregiver, you are responsible for the safety and wellbeing of your children.

Normally, parents meet their responsibilities with no need for state agencies to get involved. It is important in Scotland that the conduct of family life is usually left to parents and family members. However, it is equally important that protecting children and young people and keeping them well is a priority for everyone.

If you need any assistance about any of these issues, there are a number of agencies which can help.



Useful telephone numbers

Emergency

(Police, Fire Brigade, Ambulance, Coastguard) 999

Child Protection

National Helpline - 0800 022 3222

Domestic Abuse

National Helpline - 0800 027 1234

Victim Support

National Helpline - 0845 603 2000

Health Services

NHS 24 (open 24 hours) - 08454 242424

Commission for Racial Equality

6 |



National Helpline - 0131
524 2000

Parent line

National Helpline - 0808 800 2222

Child line

National Helpline - 0800 1111

Useful publications

Children, Physical Punishment and the Law:

A Guide for Parents in Scotland 2003, Scottish Executive ISBN 0 7559 0898 8

Protecting Children and Young People: What you can do to help if you are worried about a child or young person

2004, Scottish Executive

If you are concerned about the safety or wellbeing of a child or young person, please contact:

Local Numbers

Argyll & Bute Central Number 01546 605517

Children's Reporter 01546 606 937

Police 0141 532 3400

Childcare Information Service 01369 708504

Staff answering the above telephone numbers may only speak English.

With thanks to Edinburgh, Lothian and Borders Child Protection Office for developing and sharing the content of this leaflet.