

Legislation	Court	SCJC lead	Action	Key Dates
The Children's Hearings (Scotland) Act 2011 – section 185(2)(a)(ed) (prescribing circumstances in which a party to proceedings under Part 10 or 15 of the 2011 Act may be prohibited from personally conducting the examination of witnesses)	Sheriff Court	Family Committee	Proposal for rules prohibiting the personal examination of witnesses in proceedings under the Children's Hearings (Scotland) Act 2011	Considered by the Family Committee at its meeting of 2 Sept 2013. The Scottish Government will be providing a further policy paper on this in due course. No action at present
NJ and EH v The Lord Advocate and Others	Court of Session/Sheriff Court	Family Committee	Current rule 3.31(1) of the 1997 Act of Sederunt provides that on receipt of an application for a child protection order that the sheriff having considered the grounds of the application and the supporting evidence, should forthwith grant or refuse it. The case does however raise a question as to whether consideration should be given as to whether the current rule should make provision allowing the sheriff to order intimation of an application to relevant persons and affording them the opportunity to make representations prior to it being granted or refused.	To be considered by the Family Committee at it's meeting of 4 November 2013
Sheriff Court Ordinary Cause Rules	Sheriff Court/Court of Session	Family Committee	Proposal for extending the simplified divorce procedure to circumstances in which there are children to the marriage under 16.	To be considered by the Family Committee at its meeting of 4 November 2013
Court of Session Rules	Court of Session	Family Committee	Amendments to Chs. 38 and 40 RCS to require mandatory enrolment for urgent disposal in cases where appeals are taken re. section 11 orders.	At the SCJC meeting of 23 September 2012 the Council approved the draft instruments and agreed that they should be submitted to the Court of Session in due course. The Act of Sederunt (Rules of the Court of Session Amendment No. 6) (Miscellaneous) 2013 was laid before Parliament on 21 October 2013 and comes into force on 11 November 2013.
Marriage and Civil Partnership (Scotland) Bill	Sheriff Court	Family Committee	Marriage and Civil Partnership (Scotland) Bill. Stage 1 is due to be completed by 6 December 2013.	To be considered by the Family Committee in due course.
Children and Young People (Scotland) Bill	Sheriff Court	Family Committee	Children and Young People (Scotland) Bill. Stage 1 is due to be completed by 29 November 2013.	To be considered by the Family Committee in due course.