Jeśli chodzi o wymiar sprawiedliwości w sprawach cywilnych, bieżące procedury i postępowania wszczęte przed końcem okresu przejściowego będą nadal prowadzone na mocy prawa UE. W portalu e-Sprawiedliwość do końca 2024 r. będą nadal aktualizowane informacje dotyczące Wielkiej Brytanii na podstawie dwustronnej umowy z tym krajem.

Moving/settling abroad with children

Szkocja

1 Under what circumstances may a parent lawfully remove the child to another state without the other parent's consent?

Either with specific consent from the Scottish courts or in circumstances where the other parent's consent isn't required (see answer to question 2 below)

2 Under what circumstances is the other parent's consent necessary for the child's removal to another state?

Consent by the other parent is necessary where the parent "for the time being has and is exercising" in relation to the child either of the following parental rights:

To have the child living with you or otherwise to regulate the child's residence.

If the child is not living with you to maintain personal relations and direct contact with the child on a regular basis.

3 If the other parent does not consent to the child's removal to another state, though it is necessary, how can the child be removed lawfully to another state?

(See answer to Question 1).

4 Do the same rules apply to temporary removal (e.g. holiday, healthcare etc.) and permanent removal? If applicable, please provide relevant consent forms.

Yes.

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