

EXPLANATORY NOTES

PROTECTION OF CHILDREN (SCOTLAND) ACT 2003

INTRODUCTION

THE ACT

Section 1 – Duty of Scottish Ministers to keep list

Section 2 – Reference following disciplinary action etc.

Section 3 – Reference by employment agency etc.

Section 4 – Reference by certain other persons

Section 5 – Inclusion in list following referral under section 2(1) or 4(1)

Section 6 – Individuals named in the findings of certain inquiries

Section 7 – Provisional inclusion in list

Section 8 – Determination under section 5 or 6: power to regulate procedure

Section 9 - Protection from actions of defamation

Section 10 – Individuals convicted of an offence against a child

Section 11 – Offences relating to work in a child care position

Section 12 – Searches of lists: amendment of Police Act 1997

Section 13 - Amendment of Teaching Council (Scotland) Act 1965

Section 14 – Application for removal from list

Section 15 – Appeals: inclusion in list under section 5 or 6 etc.

Section 16 – Appeals: inclusion in list following conviction of offence against a child

Section 17– Meaning of “disqualified from working with children”

Section 19 Notices

Section 20 – Offences by bodies corporate etc.

PARLIAMENTARY HISTORY OF THE BILL FOR THIS ACT