

**Changes to legislation:** Protection of Vulnerable Groups (Scotland) Act 2007, Part 4 is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULE 2 REGULATED WORK WITH CHILDREN

### PART 4

#### POSITIONS

##### *Manager of educational institutions etc.*

- 18 Manager, or member of a governing body, body of trustees or other body responsible for the management, of a school, further education institution or hostel mentioned in paragraphs 14 to 16 (but not a member of a council).

#### Commencement Information

- II** Sch. 2 para. 18 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

##### *Member of council committee*

- 19 Member of—
- (a) a committee (including joint committee) of a council which is concerned with the provision of education, accommodation, social services or health care services to children,
  - (b) a sub-committee which discharges any functions of any such committee.

#### Commencement Information

- I2** Sch. 2 para. 19 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

##### *Member of children's panel etc.*

#### *Information held by regulated work providers*

- 20 (1) Ministers may require a person falling within subsection (2) to provide them with any information held by the person which Ministers think might be relevant for the purpose of enabling or assisting them to decide whether to list an individual.
- (2) A person falls within this subsection if—
- (a) the individual is doing, or has done, regulated work for the person,
  - (b) the individual has been offered regulated work by the person (whether or not the individual subsequently did the work),
  - (c) it is an employment agency which has offered or supplied, or made arrangements with a view to offering or supplying, the individual to another person for regulated work (whether or not the arrangements are still in place), or
  - (d) it is an employment business which employs or has employed the individual to do regulated work for another person.

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- (3) A person who fails, without reasonable excuse, to comply with a requirement made under subsection (1) is guilty of an offence and liable, on summary conviction, to a fine not exceeding level 5 on the standard scale.

**Commencement Information**

**I3** S. 20 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

[<sup>F1</sup>20A. National Convener of Children’s Hearings Scotland.

**Textual Amendments**

**F1** Sch. 2 paras. 20A, 20B inserted (24.6.2013) by [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Modification of Regulated Work with Children\) \(Children's Hearings\) Order 2013 \(S.S.I. 2013/203\)](#), arts. 1(2), 4

20B. Principal Reporter.]

**Textual Amendments**

**F1** Sch. 2 paras. 20A, 20B inserted (24.6.2013) by [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Modification of Regulated Work with Children\) \(Children's Hearings\) Order 2013 \(S.S.I. 2013/203\)](#), arts. 1(2), 4

*Chief social work officer*

21 Chief social work officer of a council.

**Commencement Information**

**I4** Sch. 2 para. 21 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

*Chief education officer*

22 Chief education officer (however called) of a council.

**Commencement Information**

**I5** Sch. 2 para. 22 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

*Commissioner for Children and Young People in Scotland*

23 Commissioner for Children and Young People in Scotland.

**Commencement Information**

**I6** Sch. 2 para. 23 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

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24 Member of that Commissioner's staff.

**Commencement Information**

**I7** Sch. 2 para. 24 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

*Registrar of Independent Schools in Scotland*

25 Registrar of Independent Schools in Scotland.

**Commencement Information**

**I8** Sch. 2 para. 25 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

*Fostering*

26 Foster carer.

**Commencement Information**

**I9** Sch. 2 para. 26 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

*[<sup>F2</sup>Charity trustee of a children's charity.]*

**Textual Amendments**

**F2** Sch. 2 para. 27 substituted (28.2.2011 coming into force in accordance with art. 1) by [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Modification of Regulated Work with Children\) Order 2010 \(S.S.I. 2010/240\)](#), arts. 1, **8**

27 “Children’s charity” means a charity whose—  
(a) main purpose is to provide benefits for children, and  
(b) principal means of delivery of those benefits is by its workers doing regulated work with children.  
An individual works for a charity if the individual works under any arrangements made by the charity.

**Commencement Information**

**I10** Sch. 2 para. 27 in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6A inserted by [2020 asp 13 s. 80\(2\)](#)
- s. 8(3)(za) inserted by [2020 asp 13 s. 82\(3\)](#)
- s. 10(1)(aa) inserted by [2020 asp 13 s. 80\(3\)](#)
- s. 13A-13C inserted by [2020 asp 13 s. 76\(2\)](#)
- s. 18(5) inserted by [2020 asp 13 sch. 5 para. 5\(2\)\(b\)](#)
- s. 30(3A)-(3C) inserted by [2020 asp 13 s. 77\(3\)](#)
- s. 45A inserted by [2020 asp 13 s. 71](#)
- s. 45B inserted by [2020 asp 13 s. 72](#)
- s. 45C-45G inserted by [2020 asp 13 s. 73\(2\)](#)
- s. 45H inserted by [2020 asp 13 s. 88\(3\)](#)
- s. 46A inserted by [2020 asp 13 s. 79](#)
- s. 49(3) inserted by [2020 asp 13 sch. 5 para. 5\(3\)\(c\)](#)
- s. 70(2)(d) inserted by [2020 asp 13 sch. 5 para. 10\(41\)\(b\)](#)
- s. 77(1A) inserted by [2020 asp 13 sch. 5 para. 10\(46\)\(b\)](#)
- s. 94(2A)(2B) inserted by [2020 asp 13 s. 75\(3\)](#)