



# Disclosure (Scotland) Act 2020

## 2020 asp 13

### PART 2

#### PROTECTION OF VULNERABLE GROUPS

##### *Listing*

#### **84 Ministers' powers to remove from list**

- (1) The PVG Act is amended as follows.
- (2) In section 28 (late representations), after subsection (1) insert—
  - “(1A) This section also applies where an individual listed under section 15 or 16 (other than one mentioned in subsection (1))—
    - (a) seeks to make representations to Ministers as to why the individual should not have been listed, and
    - (b) Ministers consider that it is appropriate in all the circumstances to allow the representations to be made.”.
- (3) In section 29 (removal from list), in subsection (1)(b)—
  - (a) the words “they are satisfied that the individual should not have been listed” become sub-paragraph (i), and
  - (b) at the end of that sub-paragraph insert “, or
    - (ii) they are otherwise satisfied that the individual is no longer unsuitable to carry out regulated roles with children or, as the case may be, regulated roles with adults.”.

#### **Commencement Information**

**II** S. 84 in force at 10.12.2021 by [S.S.I. 2021/380](#), [reg. 2](#), [sch.](#) (with [reg. 4](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Disclosure (Scotland) Act 2020, Section 84.