
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 38

Safeguarding Vulnerable Groups (Transitory Provisions) Order (Northern Ireland) 2009

PART 2

Consideration of cases

Effect of inclusion in the children's barred list: England and Wales

8.—(1) This Article applies if IBB, in exercise of its functions under the Safeguarding Vulnerable Groups Act 2006 (Transitory Provisions) Order 2009⁽¹⁾, includes a person (X) in the children's barred list established and maintained under section 2(1)(a) of the Safeguarding Vulnerable Groups Act 2006⁽²⁾ ("the children's barred list for England and Wales").

(2) Subject to paragraph (4), X must be treated for all purposes as if X—

- (a) is included in the list kept under Article 3 of the 2003 Order;
- (b) is included in the list kept under regulation 8 of the 2007 Regulations.

(3) Accordingly, a reference in any statutory provision to a person included in those lists includes a reference to a person included in the children's barred list for England and Wales.

(4) Paragraphs (2) and (3) do not apply for the purposes of—

- (a) Article 3(3) or 11 of the 2003 Order;
- (b) regulation 9 or 10 of the 2007 Regulations;
- (c) Article 3 or 4 of the Safeguarding Vulnerable Groups (Transitional Provisions) Order (Northern Ireland) 2008.

(1) S.I. 2009 No. 12.

(2) 2006 c. 47.