
SCOTTISH STATUTORY INSTRUMENTS

2002 No. 162

**The Regulation of Care (Scotland) Act 2001 (Commencement
No. 2 and Transitional Provisions) Order 2002**

Deemed registration of certain services

3.—(1) Where on the commencement date a person provides a care service to which any of the paragraphs of article 4 applies, that care service is to be treated for all purposes as if it had been registered under Part 1 of the Act on that date.

(2) Where a local authority to which paragraph (1) applies makes an application under section 33 of the Act (local authority applications for registration under Part 2)—

- (a) section 21 of the Act (offences in relation to registration under Part 1) shall not apply until the application is determined; and
- (b) registration under Part 1 of the Act shall cease where the Commission grants the application.