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SCOTTISH STATUTORY INSTRUMENTS

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**2010 No. 180**

**The Protection of Vulnerable Groups (Scotland) Act  
2007 (Savings and Transitional Provisions) Order 2010**

**Application of section 77 of the Act where articles 4(1) or 6(1) apply**

7. Where articles 4(1) or 6(1) apply, section 77 of the Act applies as if it had been modified as follows—

(a) by substituting for subsection (2)—

“(2) The “relevant period” is—

- (a) where the circumstance or, as the case may be, act in respect of which a reference under section 2(1) or 4(1) of the 2003 Act was made is the subject of legal or disciplinary proceedings, the period of six months which begins on the date on which the proceedings are finally determined;
- (b) in any other case, the period of six months which begins on the date on which the individual was provisionally included, under section 7(1) of the 2003 Act, in the list;
- (c) where either of the periods mentioned in paragraphs (a) or (b) above has been extended under section 7(6) of the 2003 Act, the extended period; or
- (d) where either of the periods mentioned in paragraphs (a) and (b) is extended under subsection (3), the extended period; and
- (e) in subsection (3) after “this subsection” by inserting “or section 7(6) of the Protection of Children (Scotland) Act [2003 \(asp 5\)](#)”.