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**Changes to legislation:** Protection of Freedoms Act 2012, Cross Heading: Safeguarding Vulnerable Groups Act 2006 is up to date with all changes known to be in force on or before 11 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

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## SCHEDULES

### SCHEDULE 9

#### CONSEQUENTIAL AMENDMENTS

#### PART 6

#### SAFEGUARDING OF VULNERABLE GROUPS

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##### Modifications etc. (not altering text)

- C1** Sch. 9 Pt. 6 extended (Jersey) (with modifications) (coming into force in accordance with art. 1(2)(3) of the amending S.I.) by [The Police Act 1997 \(Criminal Records\) \(Jersey\) \(Amendment\) Order 2012 \(S.I. 2012/2591\)](#), arts. 1(2)(3), 4(1)(3), **Sch. 2** (with art. 5)
- C1** Sch. 9 Pt. 6 extended (Isle of Man) (with modifications) (with effect in accordance with art. 1(3)(4) of the amending S.I.) by [The Police Act 1997 \(Criminal Records\) \(Isle of Man\) \(Amendment\) Order 2012 \(S.I. 2012/2598\)](#), arts. 1(2), 4(2), **Sch. 2**
- C1** Sch. 9 Pt. 6 extended (Guernsey) (with modifications) (coming into force in accordance with art. 1(2)(3) of the amending S.I.) by [The Police Act 1997 \(Criminal Records\) \(Guernsey\) \(Amendment\) Order 2012 \(S.I. 2012/1762\)](#), art. 4(3), **Sch. 2**

#### *Safeguarding Vulnerable Groups Act 2006*

43 The Safeguarding Vulnerable Groups Act 2006 is amended as follows.

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##### Commencement Information

- II** Sch. 9 para. 43 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), **art. 2(aa)(ii)**

- 44 In section 4(1) (appeals)—
- (a) omit paragraph (a),
  - (b) in paragraph (b)—
    - (i) after “paragraph” insert “ 2, ”,
    - (ii) after “5,” insert “ 8, ”, and
    - (iii) for “that Schedule” substitute “ Schedule 3 ”, and
  - (c) in paragraph (c) for “or 18” substitute “ , 18 or 18A ”.

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**Commencement Information**

- I2** Sch. 9 para. 44 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 45 In section 5(4) (regulated activity)—
- (a) omit “section 10(3);”, and
  - (b) omit “paragraph 4 of Schedule 6”.

**Commencement Information**

- I3** Sch. 9 para. 45 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 46 In section 6(8) (regulated activity providers)—
- (a) in paragraph (a), for “paragraph 4(1)(a), (b), (g), (h), (i), (j) or (m) or 8(1) (a), (d) or (e)” substitute “ paragraph 1(9) or 7(9) ”,
  - (b) omit paragraph (c), and
  - (c) in paragraph (d)—
    - (i) for “paragraph (a), (b) or (f) of section 59(10)” substitute “ paragraph 7(3E)(a) or (b) of Schedule 4 ”, and
    - (ii) for “mentioned in that paragraph” substitute “ exercisable by virtue of that position ”.

**Commencement Information**

- I4** Sch. 9 para. 46 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 47 In section 7(5) (barred person not to engage in regulated activity) omit paragraphs (b) and (c).

**Commencement Information**

- I5** Sch. 9 para. 47 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 48 Omit section 8 (person not to engage in regulated activity unless subject to monitoring).

**Commencement Information**

- I6** Sch. 9 para. 48 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

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- 49 Omit section 9(5) (use of barred person for regulated activity) omit paragraphs (b) and (c).

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**Commencement Information**

- I7** Sch. 9 para. 49 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 50 Omit section 10 (use of person not subject to monitoring for regulated activity).

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**Commencement Information**

- I8** Sch. 9 para. 50 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 51 Omit section 11 and Schedule 5 (regulated activity provider: failure to check).

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**Commencement Information**

- I9** Sch. 9 para. 51 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 52 Omit section 12 and Schedule 6 (personnel suppliers: failure to check).

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**Commencement Information**

- I10** Sch. 9 para. 52 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 53 Omit section 13 (educational establishments: check on members of governing body).

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**Commencement Information**

- I11** Sch. 9 para. 53 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 54 Omit section 14 (office holders: offences).

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**Commencement Information**

- I12** Sch. 9 para. 54 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 55 Omit section 15 (sections 13 and 14: checks).

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#### Commencement Information

- I13** Sch. 9 para. 55 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

56 Omit section 16 (exception to requirement to make monitoring check).

#### Commencement Information

- I14** Sch. 9 para. 56 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

57 Omit section 17 (NHS employment).

#### Commencement Information

- I15** Sch. 9 para. 57 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

58 (1) Section 18 (offences: companies etc.) is amended as follows.

- (2) In subsection (1)—
- (a) omit “, 10, 11, 23, 27”, and
  - (b) omit “or Schedule 6”.
- (3) In subsection (2)—
- (a) omit “, 10, 11, 23, 27”, and
  - (b) omit “or Schedule 6”.

#### Commencement Information

- I16** Sch. 9 para. 58 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

59 (1) Section 19 (offences: other persons) is amended as follows.

- (2) Omit subsection (1).
- (3) Omit subsections (3) and (4).
- (4) Omit subsections (6) and (7).
- (5) In subsection (8)—
- (a) for “subsections (2)(b) and (3)(b)” substitute “ subsection (2)(b) ”, and
  - (b) omit paragraphs (b) and (c).
- (6) Omit subsection (9).

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#### Commencement Information

**I17** Sch. 9 para. 59 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

60 In section 20 (section 19: exclusions and defences) omit subsections (2) to (7).

#### Commencement Information

**I18** Sch. 9 para. 60 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

61 In section 35 (regulated activity providers: duty to refer)—  
(a) in subsection (1), omit paragraph (b), and  
(b) omit subsection (6).

#### Commencement Information

**I19** Sch. 9 para. 61 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

62 (1) Section 36 (personnel suppliers: duty to refer) is amended as follows.  
(2) In subsection (1) omit “or controlled activity”.  
(3) In subsection (3)(a) omit “or controlled”.

#### Commencement Information

**I20** Sch. 9 para. 62 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

63 (1) Section 37 (regulated activity providers: duty to provide information on request etc.) is amended as follows.  
(2) In subsection (2)—  
(a) omit paragraph (b), and  
(b) in paragraph (d), omit “or controlled”.  
(3) In subsection (4) omit “or controlled”.  
(4) In subsection (5) omit “or controlled”.

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**Commencement Information**

**I21** Sch. 9 para. 63 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

64 In section 41(7) (registers: duty to refer), in the table, in column 1 of entry 3 for “Either of” substitute “ Any of”.

**Commencement Information**

**I22** Sch. 9 para. 64 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

65 (1) Section 50A (provision of information to the police) is amended as follows.

(2) In subsection (2) for “power conferred by subsection (1) does” substitute “ powers conferred by this section do ”.

(3) In subsection (3) for “subsection (1)” substitute “ this section ”.

(4) In the heading to section 50A, and in the italic cross-heading before it, after “police” insert “ etc. ”.

**Commencement Information**

**I23** Sch. 9 para. 65 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

66 In section 51(5) (Crown application) omit paragraph (b).

**Commencement Information**

**I24** Sch. 9 para. 66 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

67 (1) Section 54 (devolution: alignment) is amended as follows.

(2) In subsection (2) omit paragraph (a).

(3) In subsection (3) omit paragraph (b) (but not the word “or” at the end of it).

(4) In subsection (4) omit paragraph (b) (but not the word “or” at the end of it).

(5) Omit subsection (5).

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#### Commencement Information

**I25** Sch. 9 para. 67 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(ii\)](#)

- 68 (1) Section 56 (devolution: Wales) is amended as follows.
- (2) Omit subsection (1).
- (3) In subsection (2)—
- (a) in paragraph (a) for “45(1), (5) or (9)” substitute “ 45(9) ”,
  - (b) omit paragraph (c), and
  - (c) in paragraphs (d) and (e), omit “or (8)”.
- (4) In subsection (3)—
- (a) omit paragraphs (b) to (f),
  - (b) after paragraph (f) insert—  
“ (fa) section 34ZA(7), ”,
  - (c) omit paragraph (j),
  - (d) in paragraph (l) for “41(1), (5) or (8)” substitute “ 41(8) ”,
  - (e) omit paragraph (n),
  - (f) in paragraph (r) for “7(1)(f)” substitute “ 7(1)(f) or (g) ”, and
  - (g) omit paragraphs (s) and (t).

#### Commencement Information

**I26** Sch. 9 para. 68(1)-(3) (4)(a) (4)(c)-(g) in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iii\)](#)

- 69 In section 57(1)(c) (damages) omit “prescribed”.

#### Commencement Information

**I27** Sch. 9 para. 69 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

- 70 (1) Section 60 (interpretation) is amended as follows.
- (2) In subsection (1), in paragraph (b) of the definition of “personnel supplier”, omit “or controlled”.
- (3) Omit subsection (3).

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**Commencement Information**

**I28** Sch. 9 para. 70 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

- 71 In section 61(3) (orders and regulations)—
- (a) omit paragraphs (b) to (e),
  - (b) at the end of paragraph (h) insert “ or ”, and
  - (c) omit paragraph (j) and the word “or” before it.

**Commencement Information**

**I29** Sch. 9 para. 71 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

- 72 (1) Schedule 3 (barred lists) is amended as follows.
- (2) In paragraph 24, omit sub-paragraphs (8) and (9).
  - (3) In paragraph 25(1) after “will” insert “ or (as the case may be) may ”.

**Commencement Information**

**I30** Sch. 9 para. 72 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

- 73 (1) Schedule 7 (vetting information) is amended as follows.
- (2) In paragraph 1—
    - (a) for “sections 30 and 32” substitute “ sections 30A and 30B ”, and
    - (b) omit entries 3, 4, 7, 8 and 17 in the table.
  - (3) Omit paragraph 3(3).
  - (4) In the heading to the Schedule for “VETTING INFORMATION” substitute “ BARRING INFORMATION ”.

**Commencement Information**

**I31** Sch. 9 para. 73 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

- 74 In Schedule 8 (transitional provisions) omit paragraph 5.



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### Commencement Information

**I32** Sch. 9 para. 74 in force at 10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157) by [S.I. 2012/2234](#), [art. 2\(aa\)\(iv\)](#)

**Changes to legislation:**

Protection of Freedoms Act 2012, Cross Heading: Safeguarding Vulnerable Groups Act 2006 is up to date with all changes known to be in force on or before 11 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.

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing SI 2012/2234 art. 13 by [S.I. 2014/831 art. 2\(2\)](#)
- specified provision(s) transitional provisions and savings for commencing S.I. 2013/1814 by [S.I. 2013/1813 art. 2-9](#)

**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):

- Sch. 1 para. 7A inserted by [2019 c. 3 Sch. 2 para. 20](#)