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STATUTORY INSTRUMENTS

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**2009 No. 12**

**The Safeguarding Vulnerable Groups Act  
2006 (Transitory Provisions) Order 2009**

**PART 2**

Consideration of cases

**Consideration by IBB**

**5.—**(1) For the purposes of this Order, Schedule 3 to the Act has effect subject to the following modifications.

(2) In paragraph 1, for sub-paragraphs (2) and (3) substitute—

“(2) If IBB is satisfied that this paragraph applies to the person it must include the person in the children’s barred list.”.

(3) In paragraph 2, for sub-paragraphs (2) and (3) substitute—

“(2) If IBB is satisfied that this paragraph applies to the person it must—

(a) include the person in the children’s barred list;

(b) give the person an opportunity to make representations as to why he should be removed from the children’s barred list.”.

(4) In paragraph 3(4), for the words “, having considered whether to make a disqualification order, decided not to” substitute “considered whether to make a disqualification order”.

(5) In paragraph 7, for sub-paragraphs (2) and (3) substitute—

“(2) If IBB is satisfied that this paragraph applies to the person it must include the person in the adults’ barred list.”.

(6) In paragraph 8, for sub-paragraphs (2) and (3) substitute—

“(2) If IBB is satisfied that this paragraph applies to the person it must—

(a) include the person in the adults’ barred list;

(b) give the person an opportunity to make representations as to why he should be removed from the adults’ barred list.”.