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STATUTORY INSTRUMENTS

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**2009 No. 39**

**The Safeguarding Vulnerable Groups Act  
2006 (Commencement No. 3) Order 2009**

**Provisions coming into force on 20th January 2009**

2.—(1) 20th January 2009 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 2 (barred lists), for the purposes of the Safeguarding Vulnerable Groups Act 2006 (Transitory Provisions) Order 2009(1);
- (b) section 5 (regulated activity) and Schedule 4;
- (c) section 28 (independent monitor);
- (d) section 29 (Part 5 of the Police Act 1997: code of practice);
- (e) section 37 (regulated activity providers: duty to provide information on request) and the provisions specified in paragraph (2), in so far as they relate to that section;
- (f) section 40 (local authorities: duty to provide information on request);
- (g) section 42 (registers: duty to provide information on request) and section 41(7) (registers: duty to refer), in so far as it relates to that section;
- (h) section 46 (supervisory authorities: duty to provide information on request) and section 45(7) (supervisory authorities: duty to refer), in so far as it relates to that section;
- (i) section 53 (fostering);
- (j) section 57 (damages);
- (k) paragraphs 1 to 3, 4(1) to (4) and (6), 5, 7 to 9, 10(1) to (4) and (6), 11, 14 to 20, 22, 23, 24(3) to (7)(2) and 25 of Schedule 3 (barred lists), in so far as they are not already in force;
- (l) the provisions in Schedule 9 (amendments) specified in paragraph (3) in so far as they are not already in force and section 63(1) (amendments and repeals) in so far as it relates to those provisions.

(2) The provisions are—

- (a) section 6 (regulated activity providers);
- (b) section 21 (controlled activity relating to children);
- (c) section 22(1) to (4), (5)(a) and (b) and (6) (controlled activity relating to adults);
- (d) section 23(3) (controlled activity: regulations);
- (e) section 38 (duty to provide information: offences).

(3) The provisions are—

- (a) paragraph 5(2), (3), (6) and (7), in relation to England;
- (b) paragraph 5(4);

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(1) [S.I. 2009/12](#).

(2) Paragraph 24 was amended by [S.I. 2008/3050](#).

- (c) paragraph 5(1), in so far as it relates to the provisions specified in paragraphs (a) and (b);
- (d) paragraph 6(2), (3) and (6), in relation to England;
- (e) paragraph 6(4);
- (f) paragraph 6(1), in so far as it relates to the provisions specified in paragraphs (d) and (e);
- (g) paragraph 7, in relation to England;
- (h) paragraph 2, in so far as it relates to the provisions specified in paragraphs (a) to (g).