
STATUTORY INSTRUMENTS

2012 No. 2234

**The Protection of Freedoms Act 2012
(Commencement No. 3) Order 2012**

Provisions coming into force on 10th September 2012

2. The following provisions of the Act shall come into force on 10th September 2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012⁽¹⁾—

- (a) section 64 (restriction of scope of regulated activities: children);
- (b) section 65 (restriction of definition of vulnerable adults);
- (c) section 66 (restriction of scope of regulated activities: vulnerable adults);
- (d) section 67 (alteration of test for barring decisions);
- (e) section 68 (abolition of controlled activity);
- (f) section 69 (abolition of monitoring);
- (g) section 70 (information for purposes of making barring decisions);
- (h) section 71 (review of barring decisions);
- (i) section 72(4) to (6) (information about barring decisions);
- (j) section 75(1) and (2) (professional bodies);
- (k) section 75(3) (professional bodies) insofar as it substitutes section 43(3), (4), (5), (5D), (5E), (5F), (5G) and (5H) into the Safeguarding Vulnerable Groups Act 2006⁽²⁾;
- (l) section 75(4) to (6) (professional bodies);
- (m) section 76(1), (2), (3)(f), (4)(f) and (5) (supervisory authorities);
- (n) section 77 (minor amendments);
- (o) section 78 (corresponding amendments in relation to Northern Ireland) insofar as it relates to the paragraphs of Schedule 7 specified in paragraph (z) below;
- (p) section 79(1) (restriction on information provided to certain persons);
- (q) section 79(2)(b) (restriction on information provided to certain persons) insofar as it omits section 113B(5) and section 113B(6)(b) of the Police Act 1997⁽³⁾;
- (r) section 79(3) (restriction on information provided to certain persons) insofar as it inserts section 120AC into the Police Act 1997;
- (s) section 80 (minimum age for applications for certificates or to be registered);
- (t) section 81 (additional grounds for refusing an application to be registered);
- (u) section 82 (enhanced criminal record certificates: additional safeguards);
- (v) section 84 (criminal conviction certificates: conditional cautions);

⁽¹⁾ S.I. 2012/2157.

⁽²⁾ 2006 c. 47.

⁽³⁾ 1997 c. 50.

- (w) section 86 (out of date references to certificates of criminal records);
- (x) section 115(1) (consequential amendments, repeals and revocations) insofar as it relates to the paragraphs of Schedule 9 specified in paragraph (aa) below;
- (y) section 115(2) (consequential amendments, repeals and revocations) insofar as it relates to the paragraphs of Schedule 10 specified in paragraphs (bb) and (cc) below;
- (z) the following paragraphs of Schedule 7—
 - (i) paragraphs 1 to 8;
 - (ii) paragraph 9(4) to (6);
 - (iii) paragraph 12(1);
 - (iv) paragraph 12 (2) insofar as it substitutes Article 45(3), (4), (5), (5D), (5E), (5F), (5G) and (5H) into the Safeguarding Vulnerable Groups (Northern Ireland) Order 2007(4);
 - (v) paragraph 12(3) and (4);
 - (vi) paragraph 13(1), (2), (3)(g), (4)(g) and (5);
 - (vii) paragraph 14;
- (aa) the following paragraphs of Schedule 9—
 - (i) paragraphs 35 to 42
 - (ii) paragraph 43 to 67;
 - (iii) paragraph 68(1), (2), (3), (4)(a) and (c) to (g);
 - (iv) paragraph 69 to 74;
 - (v) paragraph 75 to 103;
 - (vi) paragraph 104 to 107;
 - (vii) paragraph 109(1), (2)(b) and (4);
 - (viii) paragraph 110(1) and (3);
 - (ix) paragraph 111(1), (2), (3), (5) and (6);
 - (x) paragraphs 112 and 115;
 - (xi) paragraph 116(1) and (3);
 - (xii) paragraph 117;
 - (xiii) paragraph 118 insofar as the insertion it makes in section 126(1) of the Police Act 1997 has effect in relation to paragraph (c) of the definition of “certificate”;
 - (xiv) paragraph 129;
- (bb) Part 5 of Schedule 10 except for the repeal of article 29 of the Safeguarding Vulnerable Groups Act 2006 (Regulated Activity, Miscellaneous and Transitional Provisions and Commencement No. 5) Order 2009(5);
- (cc) Part 6 of Schedule 10 except for the repeals of sections 113A(4), 113B(6)(a) and 122(3A) (a) and the words “or registered person” in 124A(1)(c) of the Police Act 1997.

(4) S.I. 2007/1351 (N.I. 11).

(5) S.I. 2009/2610.