

# SCHEDULES

## SCHEDULE 9

Social workers in Scotland

### PART 1

Amendments to legislation

#### Interpretation

1. In this Schedule, “the 2001 Act” means the Regulation of Care (Scotland) Act 2001 <sup>M1</sup>.

#### Commencement Information

- I1** Sch. 9 para. 1 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Marginal Citations

- M1** 2001 asp 8.

#### Regulation of Care (Scotland) Act 2001

2. The 2001 Act is amended as follows.

#### Commencement Information

- I2** Sch. 9 para. 2 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

3. In section 44 (register of social workers and of other social service workers) <sup>M2</sup>—
  - (a) in subsection (1), omit paragraph (aa);
  - (b) in subsection (2), omit paragraph (b);
  - (c) omit subsection (2A).

#### Commencement Information

- I3** Sch. 9 para. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Marginal Citations

- M2** Subsection (1)(aa) was inserted, and subsections (2) and (2A) were substituted, by [S.I. 2007/3101](#).

**Changes to legislation:** There are currently no known outstanding effects for the The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019, PART 1. (See end of Document for details)

4. In section 45 (applications for registration under Part 3) <sup>M3</sup>—
- (a) in subsection (1), omit “, other than for registration in the visiting European part of the register,”;
  - (b) omit subsection (1A).

**Commencement Information**

**I4** Sch. 9 para. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M3** Subsection (1) was amended, and subsection (1A) was inserted, by [S.I. 2007/3101](#).

5. Omit section 46A (visiting social workers from relevant European States) <sup>M4</sup>.

**Commencement Information**

**I5** Sch. 9 para. 5 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M4** Section 46A was inserted by [S.I. 2007/3101](#) and amended by [S.I. 2016/1030](#).

6. In section 46B (qualifications gained outside Scotland) <sup>M5</sup>, omit paragraph (a).

**Commencement Information**

**I6** Sch. 9 para. 6 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M5** Section 46B was inserted by [S.I. 2007/3101](#).

7. In section 47(1) (variation etc. of conditions in relation to registration under Part 3) <sup>M6</sup>, omit “, other than in the visiting European part of the register,”.

**Commencement Information**

**I7** Sch. 9 para. 7 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M6** Subsection (1) was amended by [S.I. 2007/3101](#) and paragraph 3 of Schedule 15 to the [Public Services Reform \(Scotland\) Act 2010](#) (asp 8).

8. In section 51 (appeal against decision of Council) <sup>M7</sup>—
- (a) in subsection (1), omit paragraphs (b) and (c);
  - (b) in subsection (2)(b), omit “or, in the case of an appeal under subsection (1)(c), direct that the alert be withdrawn or amended”.

**Changes to legislation:** There are currently no known outstanding effects for the The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019, PART 1. (See end of Document for details)

**Commencement Information**

**I8** Sch. 9 para. 8 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Marginal Citations**

**M7** Subsection (1) was substituted by **S.I. 2007/3101**. Subsections (1) and (2) were amended by paragraph 9 of Schedule 15 to the Public Services Reform (Scotland) Act 2010, **S.I. 2016/1030**.

**9.** In section 57 (power of Council to make rules) <sup>M8</sup>, omit subsection (2A).

**Commencement Information**

**I9** Sch. 9 para. 9 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Marginal Citations**

**M8** Subsection (2A) was inserted by **S.I. 2007/3101**.

**10.** In section 77 (interpretation) <sup>M9</sup>—

- (a) omit the definitions of “EEA State”, “exempt person”, “the General Systems Regulations”, “relevant European State” and “visiting social worker from a relevant European state”;
- (b) in the definition of “social service worker”, omit paragraph (b).

**Commencement Information**

**I10** Sch. 9 para. 10 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Marginal Citations**

**M9** Section 77 was substituted by S.S.I 2011/211 and amended by **S.I. 2011/1043**, 2016/1030 and **S.S.I. 2013/177**.

**National Health Service (Primary Medical Services Performers List) (Scotland) Regulations 2004**

**11.** The National Health Service (Primary Medical Services Performers List) (Scotland) Regulations 2004 <sup>M10</sup>, in paragraph 4 of Schedule 1—

- (a) in sub-paragraph (a), for “34J” substitute “ 34H ”;
- (b) in sub-paragraph (b), for “within the meaning of” substitute “ established under ”.

**Commencement Information**

**I11** Sch. 9 para. 11 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Marginal Citations**

**M10** **S.S.I. 2004/114**. Paragraph 4 was substituted by **S.I. 2010/234**.

**Changes to legislation:**

There are currently no known outstanding effects for the The European Qualifications (Health and Social Care Professions) (Amendment etc.) (EU Exit) Regulations 2019, PART 1.