



# Protection of Vulnerable Groups (Scotland) Act 2007

2007 asp 14

## PART 2

### VETTING AND DISCLOSURE

#### *The Scheme*

#### **44 The Scheme**

Ministers are to administer a scheme (“the Scheme”) under which information about individuals who do, or wish to do, regulated work with children or protected adults is—

- (a) collated, and
- (b) disclosed,

in accordance with this Part.

#### **45 Participation in Scheme**

- (1) An individual may apply to Ministers to join the Scheme in relation to—
  - (a) regulated work with children,
  - (b) regulated work with adults, or
  - (c) both types of regulated work.
- (2) Ministers must allow an individual to be a member of the Scheme (a “scheme member”) in relation to a type of regulated work if the individual is not barred from doing that work.

#### **46 Statement of scheme membership**

- (1) Ministers must disclose a statement of scheme membership to each scheme member.
- (2) A statement of scheme membership is a document which—

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*Status: This is the original version (as it was originally enacted).*

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- (a) sets out the type of regulated work in relation to which an individual participates in the Scheme,
  - (b) confirms that the individual is not barred from doing that work,
  - (c) if Ministers are considering whether to list the individual in relation to that type of work, says so, and
  - (d) contains such other information about the individual as may be prescribed.
- (3) Ministers need not comply with subsection (1) where—
  - (a) the individual makes a disclosure request at the same time as the individual applies to join the Scheme, and
  - (b) Ministers make the requested disclosure.