
SCOTTISH STATUTORY INSTRUMENTS

2002 No. 162

**The Regulation of Care (Scotland) Act 2001 (Commencement
No. 2 and Transitional Provisions) Order 2002**

Deemed registration of existing undertakings etc.

6.—(1) Subject to paragraph (2), where on the commencement date a person provides a care service to which this article applies, the service is to be treated for all purposes as if it had been registered under Part 1 of the Act on that date.

(2) Registration under paragraph (1) shall cease to have effect—

- (a) where the person providing the service has before 1st October 2002 made an application for registration of the service under section 7(1) of the Act, on 1st April 2003; or
- (b) in any other case, on 1st October 2002.

(3) This article applies to any care service other than one to which article 4 applies which is substantially the same as a service, activity or undertaking which was provided or carried on by that person immediately before that date.