

SCHEDULE 2

Information required in respect of persons seeking to carry on, manage or be employed to work at a scheme

2. Either—

- (a) where the certificate is required for a purpose related to registration under Part 2 of the Act or the position falls within regulation 5A of the Police Act 1997 (Criminal Records) Regulations 2002⁽¹⁾, an enhanced criminal record certificate issued under section 113B of the Police Act 1997⁽²⁾ which includes suitability information relating to children (within the meaning of section 113BA(2)⁽³⁾ of that Act) and, where applicable, suitability information relating to vulnerable adults (within the meaning of section 113BB(2)⁽⁴⁾ of that Act); or
- (b) in any other case, a criminal record certificate issued under section 113A⁽⁵⁾ of the Police Act 1997.

(1) [S.I. 2002/233](#). Regulation 5A of [S.I. 2002/233](#) was inserted by [S.I. 2006/748](#) and was amended by [S.I. 2008/2143](#), [S.I. 2009/1882](#), [S.I. 2010/817](#), [S.I. 2012/2114](#) and [S.I. 2012/3006](#). There are other amendments to regulation 5A of [S.I. 2002/233](#), but none are relevant to these Regulations.

(2) [1997 c.50](#) (“the 1997 Act”). Section 113B of the 1997 Act was inserted by section 163(2) of the Serious Organised Crime and Police Act 2005 ([2005 c.15](#), “the 2005 Act”). Section 113B of the 1997 Act was amended by sections 79, 80, 82 and 115 of, and Schedules 9 and 10 to, the Protection of Freedoms Act 2012 ([2012 c.9](#), “the 2012 Act”) and by [S.I. 2012/3006](#). There are other amendments to section 113B of the 1997 Act, but none are relevant to these Regulations.

(3) Section 113BA of the 1997 Act was inserted, in relation to England, Wales and Northern Ireland, by section 63(1) of, and paragraph 14 of Schedule 9 to, the Safeguarding Vulnerable Groups Act 2006 ([2006 c.47](#), “the 2006 Act”).

(4) Section 113BB of the 1997 Act was inserted by section 63(1) of, and paragraph 14 of Schedule 9 to, the 2006 Act.

(5) Section 113A of the 1997 Act was inserted by section 163(2) of the 2005 Act. Section 113A of the 1997 Act was amended by sections 79, 80 and 115 of, and Schedules 9 and 10 to, the 2012 Act and by [S.I. 2012/3006](#). There are other amendments to section 113A of the 1997 Act, but none are relevant to these Regulations.