

Status: This version of this part contains provisions that are prospective.

Changes to legislation: Protection of Vulnerable Groups (Scotland) Act 2007, Part 2 is up to date with all changes known to be in force on or before 17 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 3 REGULATED WORK WITH ADULTS

PART 2

ACTIVITIES

Caring for adults

- 2 Caring for protected adults (except caring for protected adults under the age of 18 which is merely incidental to caring for children generally).

Commencement Information

- II** Sch. 3 para. 2 in force at 28.2.2011 by S.S.I. 2011/157, art. 2(a)

PROSPECTIVE

Teaching, instructing, training and supervising adults

- 3 Teaching, instructing, training or supervising protected adults (except teaching, instructing, training or supervising protected adults which is merely incidental to teaching, instructing, training or supervising individuals who are not protected adults).

PROSPECTIVE

Being in sole charge of adults

- 4 Being in sole charge of protected adults (except being in sole charge of protected adults which is merely incidental to being in sole charge of individuals who are not protected adults).

Providing assistance, advice or guidance to adults

- 5 Providing assistance, advice or guidance to a protected adult or particular protected adults which relates to physical or emotional well-being, education or training (except providing assistance, advice or guidance to a protected adult or protected adults which is merely incidental to providing assistance, advice or guidance to individuals who are not protected adults).

Commencement Information

- I2** Sch. 3 para. 5 in force at 28.2.2011 by S.S.I. 2011/157, art. 2(a)

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Provision of care home services

^{F1}6

Textual Amendments

- F1** Sch. 3 para. 6 omitted (28.2.2011 coming into force in accordance with art. 1) by virtue of [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Modification of Regulated Work with Adults\) Order 2010 \(S.S.I. 2010/245\)](#), arts. 1, 4

Inspecting care services on behalf of the [^{F2} Social Care and Social Work Improvement Scotland]^{F3} and Healthcare Improvement Scotland]

Textual Amendments

- F2** Words in Sch. 3 para. 7 crossheading substituted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 14 para. 36\(c\)](#); S.S.I. 2010/321, art. 3, Sch.
- F3** Words in Sch. 3 para. 7 crossheading added (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 17 para. 36\(g\)](#); S.S.I. 2010/321, art. 3, Sch.

7 Inspecting adult care services (including inspecting any premises used for the purposes of providing such services) in pursuance of [^{F4} section 10J or 10M of the National Health Service (Scotland) Act 1978 (c. 29) or]^{F5}Part 5 of the 2010 Act]

An “adult care service” is—

- (a) a support service,
- (b) an adult placement service,
- (c) a care home service,
- (d) a housing support service, or
- (e) an independent health care service which provides services of the type prescribed under section 94(1)(b),

not provided mainly or exclusively to children.

“Support service”, “adult placement service”, “care home service”, [^{F6} and] “housing support service” ^{F7}... have the same meanings as in [^{F8} schedule 12 to the 2010 Act]^{F9}; and “independent health care service” has the same meaning as in section 10F of the National Health Service (Scotland) Act 1978. ”].

Textual Amendments

- F4** Words in Sch. 3 para. 7 inserted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 17 para. 36\(f\)\(i\)](#); S.S.I. 2010/321, art. 3, Sch.
- F5** Words in Sch. 3 para. 7 substituted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 14 para. 36\(b\)\(i\)](#); S.S.I. 2010/321, art. 3, Sch.

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- F6** Word in Sch. 3 para. 7 inserted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 14 para. 36(b)(ii)**; S.S.I. 2010/321, art. 3, Sch.
- F7** Words in Sch. 3 para. 7 repealed (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 17 para. 36(f)(ii)**; S.S.I. 2010/321, art. 3, Sch.
- F8** Words in Sch. 3 para. 7 substituted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 14 para. 36(b)(iii)**; S.S.I. 2010/321, art. 3, Sch.
- F9** Words in Sch. 3 para. 7 added (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 17 para. 36(f)(iii)**; S.S.I. 2010/321, art. 3, Sch.

Commencement Information

- I3** Sch. 3 para. 7 in force at 28.2.2011 by S.S.I. 2011/157, **art. 2(a)**

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Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6A inserted by [2020 asp 13 s. 80\(2\)](#)
- s. 8(3)(za) inserted by [2020 asp 13 s. 82\(3\)](#)
- s. 10(1)(aa) inserted by [2020 asp 13 s. 80\(3\)](#)
- s. 13A-13C inserted by [2020 asp 13 s. 76\(2\)](#)
- s. 18(5) inserted by [2020 asp 13 sch. 5 para. 5\(2\)\(b\)](#)
- s. 30(3A)-(3C) inserted by [2020 asp 13 s. 77\(3\)](#)
- s. 45A inserted by [2020 asp 13 s. 71](#)
- s. 45B inserted by [2020 asp 13 s. 72](#)
- s. 45C-45G inserted by [2020 asp 13 s. 73\(2\)](#)
- s. 45H inserted by [2020 asp 13 s. 88\(3\)](#)
- s. 46A inserted by [2020 asp 13 s. 79](#)
- s. 49(3) inserted by [2020 asp 13 sch. 5 para. 5\(3\)\(c\)](#)
- s. 70(2)(d) inserted by [2020 asp 13 sch. 5 para. 10\(41\)\(b\)](#)
- s. 77(1A) inserted by [2020 asp 13 sch. 5 para. 10\(46\)\(b\)](#)
- s. 94(2A)(2B) inserted by [2020 asp 13 s. 75\(3\)](#)