



Protection of Vulnerable Groups (Scotland) Act 2007

2007 asp 14

PART 2

VETTING AND DISCLOSURE

Fees, forms and other procedures

70 Fees

- (1) Ministers may charge such fee as may be prescribed—
 - (a) in respect of applications to join, or to be removed from, the Scheme,
 - (b) in respect of disclosure requests, and
 - (c) otherwise in respect of the performance of their functions under this Part.
- (2) Regulations may, in particular, provide for—
 - (a) different fees in different circumstances,
 - (b) annual or other recurring fees in respect of participation in the Scheme,
 - (c) reduction, waiver or refund of fees in prescribed circumstances.
- (3) Before prescribing fees under this section, Ministers must have regard to—
 - (a) the circumstances in which those fees are payable, and
 - (b) the desirability of maintaining an appropriate balance among—
 - (i) the quality of the performance of their vetting, barring and disclosure functions,
 - (ii) the cost of that performance, and
 - (iii) the fees paid to them in respect of that performance.
- (4) Where regulations provide for a fee to be charged in respect of—
 - (a) an application to join, or to be removed from, the Scheme, or
 - (b) a disclosure request,

Ministers need not consider the application or request unless the fee is paid.

Changes to legislation: Protection of Vulnerable Groups (Scotland) Act 2007, Section 70 is up to date with all changes known to be in force on or before 23 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](#)

Modifications etc. (not altering text)

- C1** Pt. 2 modified (28.2.2011) by [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Consequential Provisions\) Order 2010 \(S.I. 2010/2660\)](#), arts. 1, **22**
- C2** Pt. 2 modified (28.2.2011) by [The Protection of Vulnerable Groups \(Scotland\) Act 2007 \(Consequential Provisions\) Order 2010 \(S.I. 2010/2660\)](#), arts. 1, **21**
-

Commencement Information

- I1** S. 70(1)-(3) in force at 18.4.2010 for specified purposes by [S.S.I. 2010/133](#), art. 2, **Sch.**
- I2** S. 70(1)-(3) in force at 28.2.2011 in so far as not already in force by [S.S.I. 2011/157](#), **art. 2(a)**
- I3** S. 70(4) in force at 28.2.2011 by [S.S.I. 2011/157](#), **art. 2(a)**

Changes to legislation:

Protection of Vulnerable Groups (Scotland) Act 2007, Section 70 is up to date with all changes known to be in force on or before 23 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 70(1)(a) words inserted by [2020 asp 13 sch. 5 para. 10\(41\)\(a\)\(i\)](#)
- s. 70(1)(b) words substituted by [2020 asp 13 sch. 5 para. 10\(41\)\(a\)\(ii\)](#)
- s. 70(4)(a) words inserted by [2020 asp 13 sch. 5 para. 10\(41\)\(c\)\(i\)](#)
- s. 70(4)(b) words inserted by [2020 asp 13 sch. 5 para. 10\(41\)\(c\)\(iii\)](#)
- s. 70(4)(b) words substituted by [2020 asp 13 sch. 5 para. 10\(41\)\(c\)\(ii\)](#)

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\(3\)](#)