



Protection of Vulnerable Groups (Scotland) Act 2007

2007 asp 14

PART 6

INTERPRETATION

94 Meaning of “protected adult”

- (1) For the purposes of this Act, a “protected adult” is an individual aged 16 or over who is provided with—
- (a) a service by a person carrying on—
 - (i) a support service,
 - (ii) an adult placement service,
 - (iii) a care home service, or
 - (iv) a housing support service,which is registered under Part 1 of the 2001 Act,
 - (b) a prescribed service—
 - (i) by a health body acting in exercise of functions conferred by the National Health Service (Scotland) Act 1978 (c. 29),
 - (ii) which is secured by a health body acting in exercise of such functions,
 - (iii) by an independent hospital,
 - (iv) by a private psychiatric hospital,
 - (v) by an independent clinic, or
 - (vi) by an independent medical agency,
 - (c) a community care service—
 - (i) provided or secured by a council under the Social Work (Scotland) Act 1968 (c. 49) or the Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13), or
 - (ii) in respect of which a council has made a direct payment, or
 - (d) a prescribed welfare service.
- (2) Ministers may by order modify subsection (1) in order to change the definition of “protected adult” as they think appropriate.

Status: This is the original version (as it was originally enacted).

- (3) Expressions used in paragraphs (a) and (b) of subsection (1) have the same meaning as in the 2001 Act.
- (4) In subsection (1)(c)—
- “community care service” has the same meaning as in the Social Work (Scotland) Act 1968 (c. 49),
 - “direct payment” means a payment made under section 12B of that Act.
- (5) In subsection (1)(d), “welfare service” includes any service which provides support, assistance, advice or counselling to individuals with particular needs.