



Public Services Reform (Scotland) Act 2010

2010 asp 8

PART 5

SOCIAL CARE AND SOCIAL WORK: SCRUTINY AND IMPROVEMENT

CHAPTER 3

CARE SERVICES

Fees

76 Registration fees

- (1) The Scottish Ministers, after consulting such persons, or groups of persons, as they consider appropriate on the potential effect of so prescribing on the services which the persons, or persons they represent, provide, may prescribe—
 - (a) maximum fees which may be imposed by SCSWIS under this section,
 - (b) circumstances in which fees so imposed are or are not to be payable.
- (2) Subject to the provisions of this section, SCSWIS must impose fees in respect of—
 - (a) any application made for registration under this Chapter or Chapter 4 or for cancellation of any such registration,
 - (b) the annual continuation of any such registration,
 - (c) any application made for the variation or removal of a condition for the time being in force in relation to any such registration,
 - (d) issuing to a person a new certificate of registration—
 - (i) at the instance of that person,
 - (ii) by virtue of any application under this Chapter or Chapter 4 by that person, or
 - (iii) by virtue of any new information provided by that person in pursuance of regulations under this Chapter or Chapter 4.

Changes to legislation: Public Services Reform (Scotland) Act 2010, Section 76 is up to date with all changes known to be in force on or before 10 March 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](#)

(3) Without prejudice to subsection (1)—

- (a) SCSWIS must, in fixing fees under this section, have regard to its reasonable expenses in carrying out its functions under this Chapter, but
- (b) where it appears to SCSWIS to be appropriate it may charge a nominal fee, or remit the fee altogether.

Commencement Information

- I1** S. 76 in force at 1.10.2010 for specified purposes by [S.S.I. 2010/321](#), [art. 3](#), [Sch.](#)
- I2** S. 76 in force at 1.4.2011 in so far as not already in force by [S.S.I. 2011/122](#), [art. 2](#), [Sch.](#)

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

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

- Pt. 5 Ch. 3A amendment to earlier affecting provision 2019 asp 6, s. 12(2) by [S.S.I. 2023/127 reg. 3\(4\)](#)
- Pt. 5 Ch. 3A inserted by [2019 asp 6 s. 12\(2\)](#)