

SCHEDULES

SCHEDULE 2

REGULATED ACTIVITY

PART I

REGULATED ACTIVITY RELATING TO CHILDREN

Regulated activity: general

- 1.—(1) An activity is a regulated activity relating to children if—
 - (a) it is mentioned in paragraph 2(1), and
 - (b) it is carried out frequently by the same person or the period condition is satisfied.
- (2) An activity is a regulated activity relating to children if—
 - (a) it is carried out frequently by the same person or the period condition is satisfied,
 - (b) it is carried out in an establishment mentioned in paragraph 3(1),
 - (c) it is carried out by a person while engaging in any form of work (whether or not for gain),
 - (d) it is carried out for or in connection with the purposes of the establishment, and
 - (e) it gives that person the opportunity, in consequence of anything he is permitted or required to do in connection with the activity, to have contact with children.
- (3) Each of the following is a regulated activity relating to children—
 - (a) acting as a child minder on domestic premises;
 - (b) providing day care.
- (4) Any expression used both in sub-paragraph (3) and in Part XI of the Children Order has the meaning given by that Order.
- (5) It is a regulated activity relating to children to foster a child (as mentioned in Article 55).
- (6) The exercise of a function of a guardian ad litem appointed under Article 60 of the Children Order is a regulated activity relating to children.
- (7) The exercise of a function of a person mentioned in paragraph 4(1) is a regulated activity relating to children.
- (8) The exercise of a function of any of the following so far as it relates to the inspection of an establishment mentioned in paragraph 3(1) is a regulated activity relating to children—
 - (a) an inspector appointed under Article 102 of the Education and Libraries (Northern Ireland) Order 1986;
 - (b) the Chief Inspector of Criminal Justice in Northern Ireland;
 - (c) the Regulation and Improvement Authority.

Status: This is the original version (as it was originally made).

(9) The exercise of a function of the Regulation and Improvement Authority so far as it relates to the inspection of an establishment, agency or body falling within sub-paragraph (10) is a regulated activity relating to children.

(10) An establishment, agency or body falls within this sub-paragraph if it is—

- (a) an establishment in relation to which a requirement to register arises under Article 12 of the 2003 Order,
- (b) an agency in relation to which such a requirement arises, or
- (c) an HSS body,

and it provides any form of treatment or therapy for children.

(11) In sub-paragraph (10)(c) the reference to an HSS body includes a reference to any person who provides, or is to provide, health care for the body (wherever the health care is or is to be provided).

(12) Any activity which consists in or involves on a regular basis the day to day management or supervision of a person carrying out an activity mentioned in sub-paragraph (1), (2), (6), (8) or (9) is a regulated activity relating to children.