
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2009 No.

**The Regulation of Care (Fitness to Register,
Provide and Manage Care Services)
(Scotland) Amendment Regulations 2009**

Amendment of the Regulation of Care (Registration and Registers) (Scotland) Regulations 2002

2. In the Regulation of Care (Registration and Registers) (Scotland) Regulations 2002(1), for Regulation 4(1)(a) substitute the following—

- “(a) a person who has been convicted whether in the United Kingdom or elsewhere of any offence which is punishable by a period of imprisonment of not less than 3 months and has been sentenced to imprisonment (whether or not suspended or deferred) for any period without the option of a fine, and who, in the reasonable opinion of the Care Commission, having regard to the circumstances of the conviction, is unsuitable to be a provider of a care service;”;