



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 7

#### REGULATION OF HEALTH AND SOCIAL CARE WORKERS

##### *The Health and Care Professions Council*

#### **213 Regulation of social workers in England**

- (1) The Health Professions Order 2001 ([S.I. 2002/254](#)) is amended as follows.
- (2) In Schedule 3 (interpretation), in paragraph 1, in the definition of “relevant professions”, at the appropriate place insert “social workers in England;”.
- (3) In that paragraph, at the appropriate place insert—

““social worker in England” means a member of the social work profession in England, and references to “social work in England” are to be construed accordingly;”.
- (4) In article 1(1) (citation), for “the Health Professions Order 2001” substitute “the Health and Social Work Professions Order 2001”.
- (5) In Schedule 1, in paragraph 1A (membership), in sub-paragraph (1)(b), after paragraph (i) (but before the “and” following it) insert—

“(ia) are not and never have been registered as social workers in a register kept by the General Social Care Council, the Care Council for Wales, the Scottish Social Services Council or the Northern Ireland Social Care Council;”.
- (6) For the title to the Order substitute “Health and Social Work Professions Order 2001”.
- (7) In the following provisions, for “the Health Professions Order 2001” substitute “the Health and Social Work Professions Order 2001”—
  - (a) section 18(e) of the London County Council (General Powers) Act 1920;
  - (b) section 58(1A)(a) of the Medicines Act 1968;

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*Status: This is the original version (as it was originally enacted).*

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- (c) section 27(1A)(a) of the National Health Service (Scotland) Act 1978;
  - (d) section 3(11) of the Video Recordings Act 1984;
  - (e) paragraph (E) in the third column of the entry for the London County Council (General Powers) Act 1920 in Schedule 2 to the Greater London Council (General Powers) Act 1984;
  - (f) paragraph (c) of the definition of “establishment for special treatment” in section 4 of the London Local Authorities Act 1991;
  - (g) paragraph (c) of item 1 in Group 7 in Part 2 of Schedule 9 to the Value Added Tax Act 1994;
  - (h) section 69(1)(h) of the Data Protection Act 1998;
  - (i) section 60(2)(c) of the Health Act 1999;
  - (j) section 29(1)(j) of the National Health Service Reform and Health Care Professions Act 2002;
  - (k) section 126(4)(a) of the National Health Service Act 2006;
  - (l) section 80(4)(a) of the National Health Service (Wales) Act 2006;
  - (m) entry 10 in the table in section 41(7) of the Safeguarding Vulnerable Groups Act 2006.
- (8) In the definition of “registered psychologist” in each of the following provisions, for “the Health Professions Order 2001” substitute “the Health and Social Work Professions Order 2001”—
- (a) section 307(1) of the Criminal Procedure (Scotland) Act 1995;
  - (b) section 207(6) of the Criminal Justice Act 2003;
  - (c) section 21(2)(b) of the Criminal Justice (Scotland) Act 2003;
  - (d) section 25 of the Gender Recognition Act 2004.