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STATUTORY INSTRUMENTS

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**2009 No. 37**

**The Safeguarding Vulnerable Groups Act 2006 (Prescribed Criteria and Miscellaneous Provisions) Regulations 2009**

**PART 3**

Miscellaneous Provisions

**Amendments to the Education (Provision of Information by Independent Schools) (England) Regulations 2003**

7.—(1) In regulation 8 of the Education (Provision of Information by Independent Schools) (England) Regulations 2003<sup>(1)</sup>—

- (a) omit paragraphs (1)(a)(ii) and (2);
  - (b) in paragraph (1) for “Secretary of State” substitute “Independent Barring Board established under section 1 of the Safeguarding Vulnerable Groups Act 2006<sup>(2)</sup>”.
- (2) After regulation 10 of those Regulations, insert—

**“Provision of information**

**10A.** The Independent Barring Board established under section 1 of the Safeguarding Vulnerable Groups Act 2006 must, at the request of the Secretary of State, inform the Secretary of State whether the Independent Barring Board has received information from the proprietor of a specified school in relation to a specified person pursuant to regulation 8.

(3) In Part 5 of the Schedule to those Regulations, in paragraph 20 for “of the Secretary of State’s functions under section 142 of the 2002 Act” substitute “by the Independent Barring Board established under section 1 of the Safeguarding Vulnerable Groups Act 2006 of its functions under Schedule 3 to that Act”.

**Amendments to the Safeguarding Vulnerable Groups Act 2006 (Transitional Provisions) Order 2008**

8.—(1) The Safeguarding Vulnerable Groups Act 2006 (Transitional Provisions) Order 2008<sup>(3)</sup> is amended as follows.

- (2) After article 2(1)(a), insert—
- “(aa) who does not meet any of the criteria prescribed for the purposes of paragraph 1 or 2 of Schedule 3 to the Act under the Safeguarding Vulnerable Groups Act 2006 (Prescribed Criteria and Miscellaneous Provisions) Regulations 2009;”.

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(1) [S.I. 2003/1934](#). Regulation 8 was amended by [S.I. 2004/3373](#).  
(2) [2006 c.47](#).  
(3) [S.I. 2008/473](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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