

## SCHEDULE 2

### Fitness to practise proceedings

#### Modifications etc. (not altering text)

- C1** Sch. 2 applied (with modifications) (2.12.2019) by [The Children and Social Work Act 2017 \(Transitional and Savings Provisions\) \(Social Workers\) Regulations 2019 \(S.I. 2019/1140\)](#), regs. 1, **16**; [S.I. 2019/1436](#), reg. 2(b)

## PART 3

### Fitness to practise hearing

#### Final orders

**13.**—(1) A final order may—

- (a) require the removal of the social worker's entry from the register (a “removal order”),
- (b) suspend the social worker from practising for such period as is specified in the order (a “suspension order”),
- (c) impose a restriction or condition with which the social worker must comply for such period as is specified in the order (a “conditions of practice order”),
- (d) give a warning to the social worker regarding their future conduct or performance (a “warning order”).

[<sup>F1</sup>(2) A removal order may only be made in a case where—

- (a) the adjudicators found the social worker’s fitness to practise to be impaired on one or more of the grounds set out in regulation 25(2)(a), (c), (d), (f), or (g),
- (b) the adjudicators found the social worker’s fitness to practise to be impaired on one or more of the grounds set out in regulation 25(2)(b), (e) or (h) and the social worker was either suspended from practice, or subject to a conditions of practice order, or a combination of both, for a continuous period of two years immediately preceding the day when the removal order took effect, or
- (c) the case examiners—
  - (i) found that there was a realistic prospect that the adjudicators would make a determination that the social worker’s fitness to practise was impaired on one or more of the grounds set out in regulation 25(2)(a), (c), (d), (f), or (g), and
  - (ii) have both disposed of the case in accordance with paragraph 9(3)(a) and informed the persons specified in paragraph 9(3)(b).]

(3) A suspension order and a conditions of practice order have effect for such period, not exceeding three years, as is specified in the order.

#### Textual Amendments

- F1** Sch. 2 para. 13(2) substituted (16.12.2022) by [The Social Workers \(Amendment and Transitional Provision\) Regulations 2022 \(S.I. 2022/1216\)](#), reg. 1(2), **Sch. para. 9**

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Workers Regulations 2018, Paragraph 13.