

## 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 5

### Appeals

**16.—**(1) A social worker may appeal to the High Court against—

- (a) the decision of adjudicators—
  - (i) to make an interim order, other than an interim order made at the same time as a final order under paragraph 11(1)(b),
  - (ii) not to revoke or vary such an order,
  - (iii) to make a final order,
- (b) the decision of the regulator on review of an interim order, or a final order, other than a decision to revoke the order.

[<sup>F1</sup>(2) An appeal must be filed before the end of the period of 28 days beginning with the day after the day on which the social worker is notified of the decision complained of.]

(3) On an appeal the High Court may—

- (a) dismiss the appeal,
- (b) quash the decision,
- (c) substitute for the decision appealed against any other decision that the adjudicators or the regulator (as the case may be) could have made,
- (d) remit the case to the regulator to dispose of in accordance with the directions of the court,

and may make any order as to costs as it thinks fit.

#### Textual Amendments

- F1** Sch. 2 para. 16(2) substituted (16.12.2022) by [The Social Workers \(Amendment and Transitional Provision\) Regulations 2022 \(S.I. 2022/1216\)](#), reg. 1(2), **Sch. para. 12**

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

- C2** Sch. 2 para. 16 modified in part (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, **21(3)**; S.I. 2019/1436, reg. 2(b)

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Workers Regulations 2018, PART 5.