

SCHEDULE 2

Establishment of Social Care and Social Work Improvement Scotland and Healthcare Improvement Scotland and dissolution of the Scottish Commission for the Regulation of Care: modification of enactments

PART 2

Secondary Legislation

Childcare (Disqualification) Regulations 2009

- 64.** In the Childcare (Disqualification) Regulations 2009⁽¹⁾—
- (a) in Schedule 1 (orders etc. relating to the care of children)—
 - (i) in paragraph 16 (refusal or cancellation of registration)—
 - (aa) omit “or” where it occurs after sub-paragraph (e);
 - (bb) after sub-paragraph (f) insert—
“; or
(g) Part 5 of the Public Services Reform (Scotland) Act 2010.”;
 - (ii) in paragraph 19 (refusal of or disqualification from registration)—
 - (aa) omit “or” where it occurs after sub-paragraph (h);
 - (bb) after sub-paragraph (i) insert—
“; or
(j) Part 5 of the Public Services Reform (Scotland) Act 2010.”;
 - (iii) after paragraph 22 (refusal or cancellation of registration), insert—
“**22A.** Refusal at any time of P’s application for registration as a provider of a child care agency under section 59 of the Public Services Reform (Scotland) Act 2010 or cancellation of any such registration under section 64 or 65 of that Act.”;
 - (b) in Schedule 2, after paragraph 1(6) insert—
“(7) An offence under any of the following sections of the Regulation of Care (Scotland) Act 2001—
 - (a) section 21 (offences in relation to registration);
 - (b) section 22 (false statements in applications); or
 - (c) section 29(10) (offences under regulations).”;
 - (c) in Schedule 3 (specified offences), for paragraph 2(8) (offences relating to a care home service, child minding or day care of children) substitute—
“(8) An offence in relation to a care home service, child minding or day care of children, under or by virtue of any of the following sections of the Public Services Reform (Scotland) Act 2010—
 - (a) section 78 (offences under regulations);
 - (b) section 80 (offences relating to registration); or

(1) [S.I. 2009/1547](#), to which there are amendments not relevant to this Schedule.

Status: This is the original version (as it was originally made).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

(c) section 81 (false statements in applications).”.