



# Protection of Vulnerable Groups (Scotland) Act 2007

2007 asp 14

## PART 1

### THE LISTS

#### *Referrals*

#### **8 Reference by certain other persons**

- (1) A person to whom this section applies may give Ministers any prescribed information that the person holds in relation to an individual who is or has been doing regulated work if—
- (a) on the basis of information obtained by the person in the exercise of relevant functions, the person considers that the referral ground is met (regardless of whether the conduct to which the information relates occurred before or after this section comes into force), and
  - (b) prescribed information in relation to the individual has not been given to Ministers under sections 3 to 6 in respect of the conduct to which the information relates.
- (2) This section applies to—
- The General Teaching Council for Scotland
  - The Registrar of Chiropractors
  - The registrar of dentists and dental care professionals
  - The registrar of the General Medical Council
  - The registrar of the General Optical Council
  - The Registrar of health professionals
  - The Registrar of nurses and midwives
  - The Registrar of Osteopaths
  - The registrar of pharmaceutical chemists
  - The Scottish Commission for the Regulation of Care
  - The Scottish Social Services Council

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*Status: This is the original version (as it was originally enacted).*

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Any other person specified in an order made by Ministers

- (3) For the purposes of this section, “relevant functions” means—
- (a) in relation to the General Teaching Council for Scotland, such functions as are conferred on it by virtue of the Teaching Council (Scotland) Act 1965 (c. 19),
  - (b) in relation to registrars mentioned in subsection (2), such functions as are conferred on them by virtue of any enactment,
  - (c) in relation to the Scottish Commission for the Regulation of Care and the Scottish Social Services Council, such functions as are conferred on the Commission or, as the case may be, the Council by virtue of the 2001 Act and any other enactment, and
  - (d) in relation to a person specified in an order made under subsection (2), such functions as are specified by the order.