

Draft Regulations laid before the Scottish Parliament under section 104(2) of the Public Services Reform (Scotland) Act 2010 for approval by resolution of the Scottish Parliament.

DRAFT SCOTTISH STATUTORY INSTRUMENTS

2024 No.

SOCIAL CARE

**The Registration of Social Workers and Social Service Workers
in Care Services (Scotland) Amendment Regulations 2024**

Made - - - - 2024
Coming into force - - 3rd June 2024

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 78(2) and (3) and 104(1) of the Public Services Reform (Scotland) Act 2010⁽¹⁾ and all other powers enabling them to do so.

In accordance with section 78(5) of that Act, they have consulted such persons, or groups of persons, as they consider appropriate.

In accordance with section 104(2) of that Act, a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Registration of Social Workers and Social Service Workers in Care Services (Scotland) Amendment Regulations 2024 and come into force on 3 June 2024.

(2) In these Regulations “the 2013 Regulations” means the Registration of Social Workers and Social Service Workers in Care Services (Scotland) Regulations 2013⁽²⁾.

Amendment of the 2013 Regulations

2.—(1) The 2013 Regulations are amended in accordance with paragraphs (2) and (3).

(2) In regulation 4(2) of those Regulations, for “as soon as reasonably practicable” substitute “before the expiry of a period of 3 months”.

(3) In regulation 5(2) of those Regulations, for “as soon as reasonably practicable” substitute “before the expiry of a period of 3 months”.

(1) 2010 asp 8.
(2) S.S.I. 2013/227.

Saving provision

3. The amendments made to regulations 4 and 5 of the 2013 Regulations by these Regulations have no effect in relation to a person who starts work (or, in the case of a social service worker, who starts work as a different description of social service worker) before 3 June 2024.

St Andrew's House,
Edinburgh
Date

Name
Authorised to sign by the Scottish Ministers

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend regulations 4(2) and 5(2) of the Registration of Social Workers and Social Service Workers in Care Services (Scotland) Regulations 2013 (“the 2013 Regulations”) to amend the time within which (respectively) social workers and social services workers starting work must apply to register with the Scottish Social Services Council.

Such workers must now apply for registration within 3 months (rather than “as soon as possible”) after starting work. The 2013 Regulations still provide for a period of grace of 6 months from starting work for registration to take place. In the case of social service workers, the obligation to register also applies where they start work as a different description of social service worker (the descriptions of social service worker being prescribed by the Regulation of Care (Social Service Workers) (Scotland) Order 2024).