



# Policing and Crime Act 2009

## 2009 CHAPTER 26

### PART 8

#### MISCELLANEOUS

#### CHAPTER 1

##### SAFEGUARDING VULNERABLE GROUPS AND CRIMINAL RECORDS

##### *Safeguarding vulnerable groups: England and Wales*

#### 84 Monitoring: additional fees

(1) After section 24 of the [Safeguarding Vulnerable Groups Act 2006](#) insert—

##### **“24A Monitoring: power to prescribe additional fees**

- (1) An individual subject to monitoring under section 24 in relation to a regulated activity must pay a prescribed fee if—
  - (a) no fee was payable by virtue of section 24(1)(d) when the individual made a monitoring application (within the meaning of section 24) in respect of the activity, and
  - (b) there has been a prescribed change of circumstances as a result of which a fee would be payable by virtue of section 24(1)(d) if a monitoring application were now made in respect of the activity.
- (2) The amount of the fee payable by virtue of subsection (1) must not exceed the amount of fee which would be payable if a monitoring application were made in respect of the activity as mentioned in subsection (1)(b).
- (3) An individual does not cease to be subject to monitoring under section 24 merely because the individual fails to pay a fee required by this section (but see section 30(2A)).”

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*Status: This is the original version (as it was originally enacted).*

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- (2) In section 25 of that Act (monitoring: fees)—
- (a) in subsection (1) after “24” insert “or in relation to a change of circumstances under section 24A”,
  - (b) in subsection (2) after “made” insert “, or change of circumstances occurring”,
  - (c) in subsection (3) after “made” insert “or change of circumstances occurring”,
  - (d) in subsection (4) after “24” insert “or 24A”,
  - (e) in subsection (5)—
    - (i) for “power” substitute “powers”, and
    - (ii) for “is” substitute “are”, and
  - (f) in subsection (6) after “24(1)(d)” insert “or 24A”.
- (3) In section 30 of that Act (provision of vetting information) after subsection (2) insert—
- “(2A) The Secretary of State may refuse to provide A with the information if B has failed to pay a fee required by section 24A.”