



Policing and Crime Act 2009

2009 CHAPTER 26

PART 8

MISCELLANEOUS

CHAPTER 1

SAFEGUARDING VULNERABLE GROUPS AND CRIMINAL RECORDS

Safeguarding vulnerable groups: Northern Ireland

92 Barring process: Northern Ireland

- (1) Schedule 1 to the Safeguarding Vulnerable Groups (Northern Ireland) Order 2007 (barred lists) is amended as follows.
- (2) In paragraph 1 (automatic inclusion in children's barred list) for sub-paragraphs (2) and (3) substitute—
 - “(2) If the Secretary of State has reason to believe that this paragraph might apply to a person, the Secretary of State must refer the matter to ISA.
 - (3) If ISA is satisfied that this paragraph applies to the person, it must include the person in the children's barred list.”
- (3) In paragraph 2 (inclusion in children's barred list subject to consideration of representations) for sub-paragraphs (2) and (3) substitute—
 - “(2) If the Secretary of State has reason to believe that this paragraph might apply to a person, the Secretary of State must refer the matter to ISA.
 - (3) If ISA is satisfied that this paragraph applies to the person, it must—
 - (a) include the person in the children's barred list, and

Status: This is the original version (as it was originally enacted).

- (b) give the person an opportunity to make representations as to why the person should be removed from the children’s barred list.”
- (4) In paragraph 7 (automatic inclusion in adults’ barred list) for sub-paragraphs (2) and (3) substitute—
 - “(2) If the Secretary of State has reason to believe that this paragraph might apply to a person, the Secretary of State must refer the matter to ISA.
 - (3) If ISA is satisfied that this paragraph applies to the person, it must include the person in the adults’ barred list.”
- (5) In paragraph 8 (inclusion in adults’ barred list subject to consideration of representations) for sub-paragraphs (2) and (3) substitute—
 - “(2) If the Secretary of State has reason to believe that this paragraph might apply to a person, the Secretary of State must refer the matter to ISA.
 - (3) If ISA is satisfied that this paragraph applies to the person, it must—
 - (a) include the person in the adults’ barred list, and
 - (b) give the person an opportunity to make representations as to why the person should be removed from the adults’ barred list.”
- (6) In paragraph 24(8) (Secretary of State to examine records of convictions or cautions from time to time) for “whether the criteria apply to an individual” substitute “whether there is reason to believe that the criteria might apply to an individual”.