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SCOTTISH STATUTORY INSTRUMENTS

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**2024 No. 56**

**The Regulation of Care (Social Service Workers) (Scotland) Order 2024**

**Description of social service worker**

2.—(1) For the purposes of section 44(1)(b) of the Act, the description of social service worker prescribed is, subject to article 3, a person who is—

- (a) a social care worker,
- (b) a children and young people’s worker.

(2) For the purposes of paragraph (1)(a), “social care worker” means—

- (a) a manager of an adult day care service,
- (b) a manager of, or a supervisor in, or a practitioner or a support worker in, a care home service for adults,
- (c) a manager of, or a supervisor in, or a practitioner or a support worker in, a care at home service, or
- (d) a manager of, or a supervisor in, or a practitioner or a support worker in, a housing support service,
- (e) an employee of Social Care and Social Work Improvement Scotland<sup>(1)</sup> who is an authorised person within the meaning of section 56 of the 2010 Act who carries out the functions in relation to a person or persons within the meaning of section 53(3) of the 2010 Act.

(3) For the purposes of paragraph (2)—

- (a) “manager of an adult day care service” means a person who is employed in managing the provision of an adult day care service and is the manager of that adult day care service,
- (b) in relation to a care home service for adults—
  - (i) “manager” means a person who is employed in managing the provision of a care home service for adults and is the manager of that care home service for adults,
  - (ii) “supervisor” means a person (not being a manager of a care home service for adults) who is employed in the provision of a care home service for adults and whose normal duties include supervising staff employed in such provision and monitoring the implementation of planned programmes of care,
  - (iii) “practitioner” means a person (not being a manager of, or supervisor or support worker in, a care home service for adults) who is employed in the provision of a care home service for adults and whose normal duties include caring for and supporting adults and responsibility for co-ordinating the implementation of planned programmes of care; and

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<sup>(1)</sup> Social Care and Social Work Improvement Scotland was established by section 44 of the Public Services Reform (Scotland) Act 2010 (asp 8).

- (iv) “support worker” means a person (not being a manager of, or practitioner or supervisor in, a care home service for adults) who is employed in the provision of a care home service for adults and whose normal duties include caring for and supporting adults,
- (c) in relation to a care at home service—
  - (i) “manager” means a person who is employed and responsible for the overall professional management of the direct provision, supervision and quality assurance of a care at home service,
  - (ii) “supervisor” means a person (not being a manager of, or practitioner or support worker in, a care at home service) who is employed in providing and supervising the provision of a support service which provides care and support in a person’s home,
  - (iii) “practitioner” means a person (not being a manager of, or supervisor or support worker in, a care at home service) who is employed in the provision of a care at home service and whose normal duties include caring for and supporting adults and responsibility for co-ordinating the implementation of planned programmes of care; and
  - (iv) “support worker” means a person (not being a manager of, or practitioner or supervisor in, a care at home service) who is employed in the direct provision of a care at home service,
- (d) in relation to a housing support service—
  - (i) “manager” means a person who is employed and responsible for the overall professional management of the direct provision, supervision and quality assurance of a housing support service,
  - (ii) “supervisor” means a person (not being a manager of a housing support service) who is employed in providing and supervising the provision of a housing support service,
  - (iii) “practitioner” means a person (not being a manager of, or supervisor or support worker in, a housing support service for adults) who is employed in the provision of a housing support service for adults and whose normal duties include caring for and supporting adults and responsibility for co-ordinating the implementation of planned programmes of care; and
  - (iv) “support worker” means a person (not being a manager of, or practitioner or supervisor in, a housing support service) who is employed in the direct provision of a housing support service.
- (4) For the purposes of paragraph (1)(b), “a children and young people’s worker” means—
  - (a) a manager of, or a supervisor in, or a practitioner in, a residential child care service,
  - (b) a manager of, or a practitioner or a support worker in, a day care of children service,
  - (c) a manager of, or a supervisor or a practitioner in, a residential school care accommodation service,
  - (d) an employee of Social Care and Social Work Improvement Scotland who is an authorised person within the meaning of section 56 of the 2010 Act and carries out the functions in relation to a particular child or children within the meaning of section 53(3) of the 2010 Act.
- (5) For the purposes of paragraph (4)—
  - (a) in relation to a residential child care service—
    - (i) “manager” means a person who is employed in managing the provision of a residential child care service and is the manager of that service,

- (ii) “supervisor” means a person (not being a manager of a residential child care service) who is employed in supervising the provision of a residential child care service and who has responsibility for supervising other residential child care staff,
  - (iii) “practitioner” means a person (not being a manager of, or supervisor in, a residential child care service) who is employed in the provision of a residential child care service, and whose normal duties include caring for and supporting children and responsibility for co-ordinating the implementation of planned programmes of care,
- (b) in relation to a day care of children service—
- (i) “manager” means a person who is employed in managing the provision of a day care of children service and is the manager of that service,
  - (ii) “practitioner” means a person (not being a manager of, or support worker in, day care of children) who is employed in the provision of day care of children whose normal duties include being responsible for identifying the care, support and learning needs of children and includes caring for, supervising or being in sole charge of children,
  - (iii) “support worker” means a person (not being a manager of, or practitioner in, day care of children) who is employed in the provision of day care of children whose normal duties include caring for children,
- (c) in relation to a residential school care accommodation service—
- (i) “manager” means a person who is employed in managing the provision of a residential school care accommodation service and is the manager of that residential school care accommodation service,
  - (ii) “supervisor” means a person who is employed in supervising the provision of a residential school care accommodation service and who has responsibility for supervising staff and overseeing and monitoring the implementation of care plans,
  - (iii) “practitioner” means house staff or a worker (not being a manager of, or supervisor in, a residential school care service) in a residential school care accommodation service who has responsibility for assessing children’s emotional and physical needs and providing them with care and support.