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DRAFT STATUTORY INSTRUMENTS

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**2002 No.**

**The Rehabilitation of Offenders Act 1974  
(Exceptions) (Amendment) Order 2002**

**Amendment of Schedule 1**

5.—(1) In Part I of Schedule 1 after paragraph 12 there shall be inserted:

“13. Chartered psychologist.

14. Actuary.

15. Registered foreign lawyer.

16. Legal executive.

17. Receiver appointed by the Court of Protection.”.

(2) In Part II of Schedule 1—

(a) for paragraph 2 there shall be substituted:

“2. The Director of Public Prosecutions and any office or employment in the Crown Prosecution Service.”;

(b) for paragraph 12 there shall be substituted:

“12. Any employment or other work which is concerned with the provision of care services to vulnerable adults and which is of such a kind as to enable the holder of that employment or the person engaged in that work to have access to vulnerable adults in receipt of such services in the course of his normal duties.”;

(c) after paragraph 14 there shall be inserted:

“15. Any employment in the Royal Society for the Prevention of Cruelty to Animals where the person employed or working, as part of his duties, may carry out the killing of animals.

16. Any office or employment in the Serious Fraud Office.

17. Any office or employment in the National Crime Squad or the National Criminal Intelligence Service.

18. Any office or employment in Her Majesty’s Customs and Excise.

19. Any employment which is concerned with the monitoring, for the purposes of child protection, of communications by means of the internet.”.

(3) In Part III of Schedule 1—

(a) after paragraph 8 there shall be inserted:

“9. Taxi driver.”.

(4) In Part IV of Schedule 1—

(a) before the definition of “certified accountant” there shall be inserted:

““actuary” means a member of the Institute of Actuaries or a member or student of the Faculty of Actuaries;

“care services” means

- (i) accommodation and nursing or personal care in a care home (where “care home” has the same meaning as in the Care Standards Act 2000(1));
- (ii) personal care or nursing or support for a person to live independently in his own home;
- (iii) social care services; or
- (iv) any services provided in an establishment catering for a person with learning difficulties;”;

(b) after the definition of “chartered accountant” there shall be inserted:

““chartered psychologist” means a psychologist included in the British Psychological Society’s Register of Chartered Psychologists;”;

(c) after the definition of “judicial appointment” there shall be inserted:

““legal executive” means a fellow of the Institute of Legal Executives;”;

(d) after the definition of “registered chiropractor” there shall be inserted:

““registered foreign lawyer” has the meaning given by section 89 of the Courts and Legal Services Act 1990(2);”;

(e) the definition of “social services” shall be deleted and in its place there shall be inserted:

““taxi driver” means a driver of a hackney carriage vehicle who is required to be licensed by a person pursuant to section 46 of the Town Police Clauses Act 1847(3) and section 59 of the Local Government (Miscellaneous Provisions) Act 1976(4) or pursuant to section 8 of the Metropolitan Public Carriage Act 1869(5), or a driver of a private hire vehicle who is required to be licensed by a person under section 51 of the Local Government (Miscellaneous Provisions) Act 1976 or the Plymouth City Council Act 1975(6);”;

(f) after the definition of “teacher” there shall be inserted:

““vulnerable adult” means a person aged 18 or over who has a condition of the following type:

- (i) a substantial learning or physical disability;
- (ii) a physical or mental illness or mental disorder, chronic or otherwise, including an addiction to alcohol or drugs; or
- (iii) a significant reduction in physical or mental capacity.”.

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(1) 2000 c. 14.  
(2) 1990 c. 41.  
(3) 10 & 11 Vict c.89.  
(4) 1976 c. 57.  
(5) 32 & 33 Vict c.115.  
(6) 1975 c.xx.