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STATUTORY INSTRUMENTS

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**2009 No. 1797**

**The Safeguarding Vulnerable Groups Act  
2006 (Miscellaneous Provisions) Order 2009**

**Exceptions - regulated activity relating to children**

**3.—(1)** The provision of any form of treatment for a child is not to be treated as a regulated activity relating to children where—

- (a) a person (P) who is engaged in any activity,
- (b) provides treatment to a child, and
- (c) the provision of treatment is not one of the main purposes of the activity in which P is engaged.

**(2)** The fostering of a child (C) is not to be treated as a regulated activity where—

- (a) a person (F) is included in the children's barred list,
- (b) C is being looked after by a local authority within the meaning of section 22 of the Children Act 1989,
- (c) the local authority that looks after C is satisfied that C's welfare requires that C is fostered by F, and
- (d) either—
  - (i) F or a member of F's household is a relative of C, or
  - (ii) C was being fostered by F immediately before F was included in the children's barred list.