STATUTORY RULES OF NORTHERN IRELAND

2005 No. 105

HEALTH AND PERSONAL SOCIAL SERVICES

The Protection of Children and Vulnerable Adults (Definitions) Regulations (Northern Ireland) 2005

Made - - - -	*14th March 2005*
Coming into operation	*1st April 2005*

The Department of Health, Social Services and Public Safety in exercise of the powers conferred by Articles 20(1) and 48(1) and (6) of the Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003 and of all other powers enabling it in that behalf, hereby makes the following Regulations:

PART I

INTRODUCTORY

Citation and commencement

1. These Regulations may be cited as the Protection of Children and Vulnerable Adults (Definitions) Regulations (Northern Ireland) 2005 and shall come into operation on 1st April 2005.

Interpretation

2. In these Regulations –

"personal care" in relation to a vulnerable adult means –

(a) rehabilitation, which includes time-limited programmes designed to enable that person to acquire the skills necessary to achieve independent living;

(b) personal assistance, which includes assistance to get up and go to bed, assistance with dressing and undressing, surgical appliances, prosthesis and orthoses, mechanical and manual aids and transfers including use of a hoist;

(c) personal hygiene, which includes bathing, showering, hair washing, shaving, oral hygiene and nail care;

(d) continence care, which includes assistance with toileting, catheter or stoma care, skin care, laundry and bed changing directly related to continence care or illness;

(e) assistance with eating, assistance with special diets under the guidance and direction of an appropriate professional and assistance with preparation of food where this is necessary to make sure that person eats regularly and safely;

(f) assistance with mobility, which includes dealing with the consequences of not being able to move in so far as it impacts on the individual's ability to meet his personal care needs;

(g) personal safety and well-being, which includes assistance to make sure the person is kept safe which may involve assistance with the management of reminding and safety devices, supervision to reduce or eliminate risk and assistance with the management of behaviours that that may compromise the safety of the person or others; and

(h) simple treatments, which includes assistance with the administration of medication, application of creams and lotions, simple dressings and oxygen therapy; emotional and psychological support, including counselling, advice, encouragement and supervision, the promotion of social functioning and assistance with cognitive functions which includes speech, physical and occupational therapy;

"the Order" means the Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003.

PART II

PROTECTION OF CHILDREN

Prescribed statutory provisions for the purposes of Article 20(1) of the Order

3. The following statutory provisions are prescribed for the purposes of paragraph (b) of the definition of "child care organisation" in Article 20(1) of the Order –

(a) the Health and Personal Social Services (Northern Ireland) Order 1972, Articles 16 and 17(**1**);

(b) the Probation Board (Northern Ireland) Order 1982, Articles 3 to 5(**2**);

(c) the Adoption (Northern Ireland) Order 1987, Article 10(**3**);

(d) the Health and Personal Social Services (Northern Ireland) Order 1991, Article 10 and Schedule 3(**4**);

(e) the Childrens (Northern Ireland) Order 1995, Articles 73, 89, 105, 125 and 126(**5**);

(f) the Further Education (Northern Ireland) Order 1997, Articles 13 and 14(**6**); and

(g) the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003, Article 23(**7**).

(**1**) S.I.1972/1265 (N.I. 4)
(**2**) S.I. 1982/713 (N.I. 10)
(**3**) S.I. 1987/2203 (N.I. 22) amended by Article 50(1) and Schedule 4 to S.I.2003/431 (N.I. 9)
(**4**) S.I. 1991/194 (N.I. 1) amended by Sections 43 and 44 of 2001 (c. 3 (N.I.))
(**5**) S.I. 1995/755 (N.I. 2) Articles 89 and 105 were amended by Article 50(2) and Schedule 5 to S.I. 2003/431 (N.I. 9)
(**6**) S.I. 1997/1772 (N.I. 15)
(**7**) S.I. 2003/431 (N.I. 9)