

Schedule of statutory delegations

Introduction

This table sets out all the powers and requirements of the regulator in the Social Workers Regulations 2018, which have been delegated to the Chief Executive by the Board.

The fourth column in this table indicates whether the functions must be performed by the registrar (or those delegated to by the registrar) under Regulation 8(1)(a)(ii). The regulator may also delegate any other functions to the registrar.

Where the third column for the Regulations ('delegated responsibility') includes a reference to the Rules, this means that a delegation is not required for the Regulation, because the same power is referred to in the Rules.

Delegations

1. Regulation	2. What	3. Delegated responsibility	4. Must be performed by the registrar (or delegate)
3(2)	Consultation before making rules	Executive Director, Professional Practice and External Engagement	No
3(3)(a)	Deciding when rules come into force	Executive Director, Professional Practice and External Engagement	No
3(4)(b)	Modification of rules with which Secretary of State disagrees	Executive Director, Professional Practice and External Engagement	No
3(5)	Deciding whether rules amendments are minor or not substantive	Head of Legal	No
3(6)	Keeping rules under review	Head of Legal	No

4(1)	Appointment of advisors, partners, inspectors and investigators etc	Executive Director, People and Business Support	No
4(3)	Appointment of panels of advisers	Hearings case manager	No
4(4)	Making facilities available to advisers	Executive Director, People and Business Support	No
4(5)	Deciding the terms on which advisors are appointed	Executive Director, People and Business Support	No
5	Making rules in relation to advisers	Executive Director, People and Business Support	No
6(1)	Publishing information and advice in relation to the regulatory functions	Chief Executive Officer	No
6(2)	Publishing the strategic plan	Executive Director, Professional Practice and External Engagement	No
7A	Disclosure of information	Executive Director, Regulation	Yes
8(1)	Appointing the registrar	Chair	No
8(4)	Ensuring information is recorded and accessible	Executive Director, Regulation	Yes
8(5)	Amending incorrect information on the register	Repeated in Registration Rule 29(1).	Yes
8(7)	Signing certificates of registration	Head of Registration and Advice	Yes
8(9)(a) and (b)	Publishing information on the register	Head of Hearings Operations and Case Review	Yes

8(9)(c)	Deciding whether annotations are in the public interest to be published	Head of Registration and Advice	Yes
9(3)	Recording on the register any other information it thinks appropriate	Head of Hearings Operations and Case Review	Yes
9(5)(a)	Determining how long certain information should be published on the register	Executive Director, Regulation	Yes
10(2)	Registering individuals	Head of Registration and Advice	Yes
10(3)	Notifying applicants of the refusal to register	Registration and Advice Officer	Yes
11(1)	Registration decisions	Head of Registration and Advice	Yes
11(2)(a)(ii)	Setting additional education, training and experience requirements	Head of Registration and Advice	Yes
11(3)	Placing conditions on registration	Head of Registration and Advice	Yes
11(4)	Requesting further application information	Registration and Advice Officer	Yes
12(1)	Annotation of entries in the register	Registration and Advice Officer	Yes

12A(1)	Registering temporary registrants	Registration and Advice Officer	Yes
12A(4)	Imposing, varying or revoking conditions on temporary registration	Head of Registration and Advice	Yes
12A(6)	Revoking temporary registration	Executive Director, Regulation	Yes
13(2)	Removing from register	Head of Registration and Advice	Yes
13(3)	Renewing registration	Head of Registration and Advice	Yes
13(4)	Determining whether someone has met the requirements for registration	Registration and Advice Officer	Yes
13(4)	Determining what additional education, training or experience requirements apply to an applicant	Head of Registration and Advice	Yes
13(6)	Notifying failed applicant of right to appeal	Registration and Advice Officer	Yes
14(1)(a)	Deciding whether registration was fraudulently procured or incorrectly made	Head of Registration and Advice	Yes
14(1)(d)	Deciding whether a registrant had failed to comply with registration conditions	Head of Registration and Advice	Yes

14(1)(e)	Deciding that a registrant has failed to renew their registration	Head of Registration and Advice	Yes
14(1)(g)	Deciding that we have evidence that a registrant has died	Registration and Advice Operations Manager	Yes
14(1A)	Deciding that a registrant can be voluntarily removed whilst subject to FtP proceedings	Executive Director, Regulation	Yes
14(3)	Requiring attendance/production of documents for fraud & error registration hearing	Head of Registration and Advice	Yes
14(5)	Notifying registrant that they have been removed under fraud and error proceedings	Head of Registration and Advice	Yes
14(7)	Consider whether an interim order may be necessary	Registration and Advice Operations Manager	No
14(8)	Maintaining and publishing list of those removed	Executive Director, Regulation	Yes
14(9)	Regulator decides what information to include in relation to FTP VR on the published list	Executive Director, Regulation	Yes
15(6)	Restoring registration and notifying registrant	Head of Registration and Advice	Yes
15(7)	Determining whether an applicant for restoration meets the requirements for registration and the	Assistant Director, Regulation	Yes

	additional education, training and experience requirements		
15(8)	Deciding to restore to the register after quashed conviction	Head of Registration and Advice	Yes
15(9)	Restoring to the register	Registration and Advice Officer	Yes
15(10)	Notifying of decision not to restore	Registration and Advice Officer (for registration decisions) Hearings Support Officer (for adjudicator decisions)	Yes
15(12)	Appointing adjudicators for the purpose of registration procedures	Hearings Case Managers	Yes
16(3)	Requesting information necessary to meet objectives	Registration and Advice Officer (in relation to registration applications) Investigators (in relation to fitness to practise matters)	Yes
16(4)	Appointing adjudicators where a registrant fails to provide requested information	Head of Registrations and Advice (in relation to registration requests) Head of Fitness to Practise Investigations (in relation to fitness to practise)	Yes
17(1)	Charging registration fees	Registration and Advice Officer	Yes

17(4)	Paying fees to the Secretary of State, unless agreed otherwise.	Chief Executive Officer	Yes
18(2)	Registering Exempt Persons	Registration and Advice Officer	Yes
19(3)	Appointing adjudicators for registration appeals	Hearings case manager	No
19(4)	Requiring witnesses to attend and give evidence to registration appeals	Head of Registration and Advice	No
19(7)	Informing applicants of their right to appeal registration appeal decisions	Hearings Support Officer	No
19(8)(d)	Disposing of matters remitted from the County Court as a result of a registration appeal	Head of Registration and Advice	Yes
20(1)	Operating education and training approval scheme	Head of Education Programmes	No
20(3)	Keeping the education and training approval scheme under review	Head of Education Programmes	No
20(4)	Maintaining and publishing lists of (formerly) approved courses	Repeated in Education and Training Rule 16(3)	No
20(5)	Requiring information from training providers	Repeated in Education and Training Rule 7(1), 8, 13	No
21(1)	Appointing inspectors	Assistant Director, Policy and Strategy, or where delegated, Head of Education Programmes	No

21(4)	Making staff and facilities available to inspectors	Repeated in Education and Training Rule 7(2)(b)	No
22(1)	Attaching conditions to training approvals	Repeated in Education and Training Rule 12	No
22(2)	Notifying the training provider of the proposed condition	Education Quality Assurance (EQA) Officer	No
22(4)	Notifying training provider of the final condition	Education Quality Assurance (EQA) Officer	No
23(1)	Refusing/withdrawing approval of courses	Repeated in Education and Training Rule 14	No
23(2)	Notifying the provider of the intention to refuse/withdraw approval	Education Quality Assurance (EQA) Officer	No
23(3)	Notifying the provider of the decision to refuse/withdraw approval	Education Quality Assurance (EQA) Officer	No
24(1)	Charging fee for course approvals	Repeated in Education and Training Rule 19	No
24(3)	Paying fees to the Secretary of State, unless agreed otherwise	Repeated in Education and Training Rule 19	No
25(1)	Ensuring that fitness to practise proceedings are carried out in accordance with legislation	Executive Director, Regulation	No
25(2)	Considering public interest of grounds that took place outside the UK or pre-December 2019	Triage Lead	No
25(7)	Appointing investigators, case examiners and adjudicators	Assistant Director, Regulation	No

26(2)	Notifying the registrant of a proposed automatic removal	Head of Registration and Advice	No
26(3)	Considering submissions from registrant in case of automatic removal and determining whether there is an error of fact	Head of Registration and Advice	Yes
26(4)	Notifying that a proposed automatic removal is not going ahead	Head of Registration and Advice	Yes
26(5)	Deciding on and notifying of an automatic removal	Head of Registration and Advice	Yes
27(3)	Disposing of remitted automatic removals	Head of Registration and Advice (depending on Court direction).	Yes
35(3)	Making representations to SoS if they are investigating a default of our powers	Chief Executive Officer	No
37(8)	Cooperating with appointee where there has been a failure to take remedial action	Chief Executive Officer	No
Sch 1, para 1	Considering qualifications and determining if they are satisfied	Head of Registration and Advice	Yes

Schedule 2

Para 1(1)	Determining whether there are reasonable grounds for investigating a concern (triage)	Repeated in Fitness to Practise Rule 3(a)	No
Para (1A)	Requiring the supply of information or documents in accordance with paragraph 5(1)	Senior Triage Officer (for triage)	No
Para 1(3)	Notifying of investigation and inviting written submissions	Investigator	No
Para 2	Informing complainant that there will not be an investigation	Triage and Investigations Officer	No
Para 3(1)	Appointment of investigators and case examiners	Lead Investigator (for Investigators) Case Examiner Operations Manager (for Case Examiners)	No
Para 5(1)	Requiring a person to attend and give evidence, or produce documents, in FtP proceedings	Investigators, Case Examiners, Adjudicators	No
Para 5(5)(a)	Consider whether an interim order may be necessary	Triage Lead (triage) Investigator (investigations) External legal provider (adjudications)	No
Para 5(5)(b)	Propose an interim order be made	Triage Lead (triage) Investigator (investigations)	No

		External legal provider (adjudications)	
Para 5(6)	Consider whether an interim order may be necessary following notification by investigator or case examiner	Triage manager (triage) Investigations manager (investigations)	No
Para 5(7)	Appointment of adjudicators for interim orders	Hearings Case Managers	No
Para 8(1A)	Appointment of adjudicators for interim orders	Hearings Case Managers	No
Para 8(3A)	Regulator must inform social worker that interim order may be made and reasons why it may be made	Assistant Director, Regulation	No
Para 8(3B)	Regulator must give the social worker the opportunity to make written submissions or attend before the adjudicators.	Assistant Director, Regulation	No
Para 8(4)	Regulator must inform a number of parties of the terms of the interim order	Hearings support officer	No
Para 9A	Review a decision of the case examiners	Legal Manager (Regulation)	No
Para 10	Appointment of adjudicators for substantive hearings	Hearings Case Managers	No
Para 14(1)	Reviewing interim orders	Adjudicators	No

Para 14(2)	Applying for High Court extensions	Head of Hearings Operations and Case Review	No
Para 14(4)	Notifying of High Court extensions	Head of Hearings Operations and Case Review	No
Para 14(5)	Decisions on review of interim orders	Adjudicators	No
Para 14(6)	Informing registrant of proposed interim order review decision	External legal provider	No
Para 14(7)	Notifying registrant of decision on review of interim order	Hearings Support Officer	No
Para 15(1)	Review of substantive orders before expiry	Adjudicators	No
Para 15(2)	Review of substantive order where there is new evidence	Adjudicators	No
Para 15(5)	Notification of social worker of proposed action at substantive review	External legal provider	No
Para 15(6)	Notification social worker of outcome of substantive order review	Hearings Support Officer	No
Para 16(3)	Disposing of remitted cases in accordance with High Court order	Head of Hearings Operations and Case Review	No