

Childcare (Disqualification) Regulations 2009: Volunteer Declaration Form

In an update to the statutory guidance “Keeping Children Safe in Education” published in October 2014 (subsequently revised in February 2015) the Department for Education published advice indicating that the Childcare (Disqualification) 2009 Regulations apply to school/academy settings as well as to childcare settings.

This means that, in order to comply with these Regulations, schools are now required to ensure that members of staff (including volunteers) are not disqualified from working with children who have not yet reached the age of 8. All staff / volunteers responsible for the provision of childcare or for the management of that provision (including new appointees) must therefore complete the declaration below and will be asked to do so again periodically in the future.

If a member of staff / volunteer is disqualified, there may be an impact on their ability to remain working with the relevant age group. A disqualified person is not permitted to continue to work in a setting providing care for children under age 8, unless they apply for, and are granted, a waiver from Ofsted.

A person may be disqualified through:

- Inclusion on the Children’s Barred List;
- Being cautioned for, or convicted of, certain violent and sexual criminal offences against children and adults;
- Grounds relating to the care of children (including where an order is made in respect of a child under the person’s care);
- Having registration refused or cancelled in relation to childcare or children’s homes or being disqualified from private fostering;
- Living in the same household where another person who is disqualified lives or works (disqualification ‘by association’).

Details of what constitutes disqualification can be found in the following schedules to the Regulations (hard copies can be obtained via the school office if required):

www.legislation.gov.uk/ukxi/2009/1547/schedule/1/made

www.legislation.gov.uk/ukxi/2009/1547/schedule/2/made

www.legislation.gov.uk/ukxi/2009/1547/schedule/3/made

Please note that you do not need to declare any minor cautions or convictions which are ‘protected’ under the Rehabilitation of Offenders ‘Exceptions Order’ (and which are removed or ‘filtered’ from DBS certificates). For more information visit <https://www.gov.uk/government/collections/dbs-filtering-guidance>.

Name		Post	
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Declaration in relation to you:	Please circle YES or NO below
Have you been barred from working with children by the Disclosure and Barring Service (or its predecessors)?	YES / NO
Have you been subject to any order relating to the care of children (e.g. care order, child protection order, exclusion order)?	YES / NO
Have you been refused registration or approval to care, foster or look after children or had such registration cancelled (e.g. in relation to childcare provision, children’s homes or private fostering)?	YES / NO
Have you been cautioned* or convicted of any offences against a child (including overseas)?	YES / NO
Have you been cautioned* or convicted of any violent or sexual offences against an adult (including overseas)?	YES / NO

* For these purposes, only cautions given on or after 6 April 2007 need to be declared; a caution includes reprimands or warnings

Declaration in relation to others in your household:	Please circle YES or NO below
To the best of your knowledge, has anyone in your household (including family, lodgers, house-sharers, household employees) been made the subject of an order or restriction set out above, or been cautioned or convicted of any offence set out above, and which is not considered as 'spent'?	YES / NO

Declaration			
I confirm that the information I have provided is true to the best of my knowledge. I understand I must notify the headteacher immediately of anything that might affect my suitability to work with children, including if my answers to any of the questions above change at any time.			
Signed			
Print Name		Date	

<i>For completion by school:</i>			
No further action required		Further action required (see below)	
Details of further action taken (if applicable)			
Signed			
Print Name		Date	