

Eligibility for DBS Disclosure

This document will assist you in determining eligibility for a DBS Disclosure. The definitions used have been developed by the Home Office in consultation with the Disclosure & Barring Service (DBS), Department of Health (DH) and Department for Education (DfE).

The legislation which underpins these definitions is the Safeguarding Vulnerable Groups Act 2006 (SVGA) as amended by the Protection of Freedoms Act 2012

Diagrams to establish eligibility for a DBS Disclosure

Diagram A

For applicants who are caring for or working with children (under 18) or working in a school – teaching or caring for children

Diagram B

For applicants who are caring for or working with children (under 18) or working in a school – driving children or working in a school but not in a teaching role

Diagram C

For applicants working with elderly, ill or disabled adults or managing applicants who are in regulated activity with adults

Diagram A

Will the applicant be caring for or working with children or working in a school?
Activities include: teaching, training, instructing, supervising or caring for children, providing advice/guidance on well-being or driving a vehicle only for children.

Yes

Will the applicant be teaching or caring for children?

Yes

Yes

Yes

(A) Will the applicant be working for a limited range of establishments (specified place) with an opportunity for contact with children? *

Includes schools/academies, pupil referral units, nursery schools, institutions for the detention of children, children's centres, children's homes and childcare premises.

(B) Will the applicant be teaching, training or supervising children, but not in a school, nursery, children's centre of home, detention service, youth offenders institution or childcare premises?

(C) Will the applicant be helping ill or disabled children with eating or drinking, or helping ill, disabled or young children with washing, dressing or going to the toilet?

Yes

Yes

Yes

Will the applicant be working frequently, intensively or overnight in the same 'specified place'?

Frequently – once a week or more
Intensively – 4 or more occasions in a 30 day period
Overnight – between 2am and 6am

Will the applicant be working more than 3 times a month with children or ever working overnight (between 2am and 6am) where there may be face to face contact with children?

***Important**

Where the activity is occurring in the same specified place, it is only regulated activity if it is frequent or intensive in the same place i.e. the same school.

Yes

No

No

Yes

Will the applicant be paid for the role?

Enhanced DBS Disclosure (without barred list)

Will the applicant be supervised?* See blue box on Diagram B for definition.

Will the applicant be supervised?* See blue box on Diagram B for definition.

Yes

No

Yes

No

Yes

No

Enhanced DBS Disclosure with barred list (Children)

Diagram B

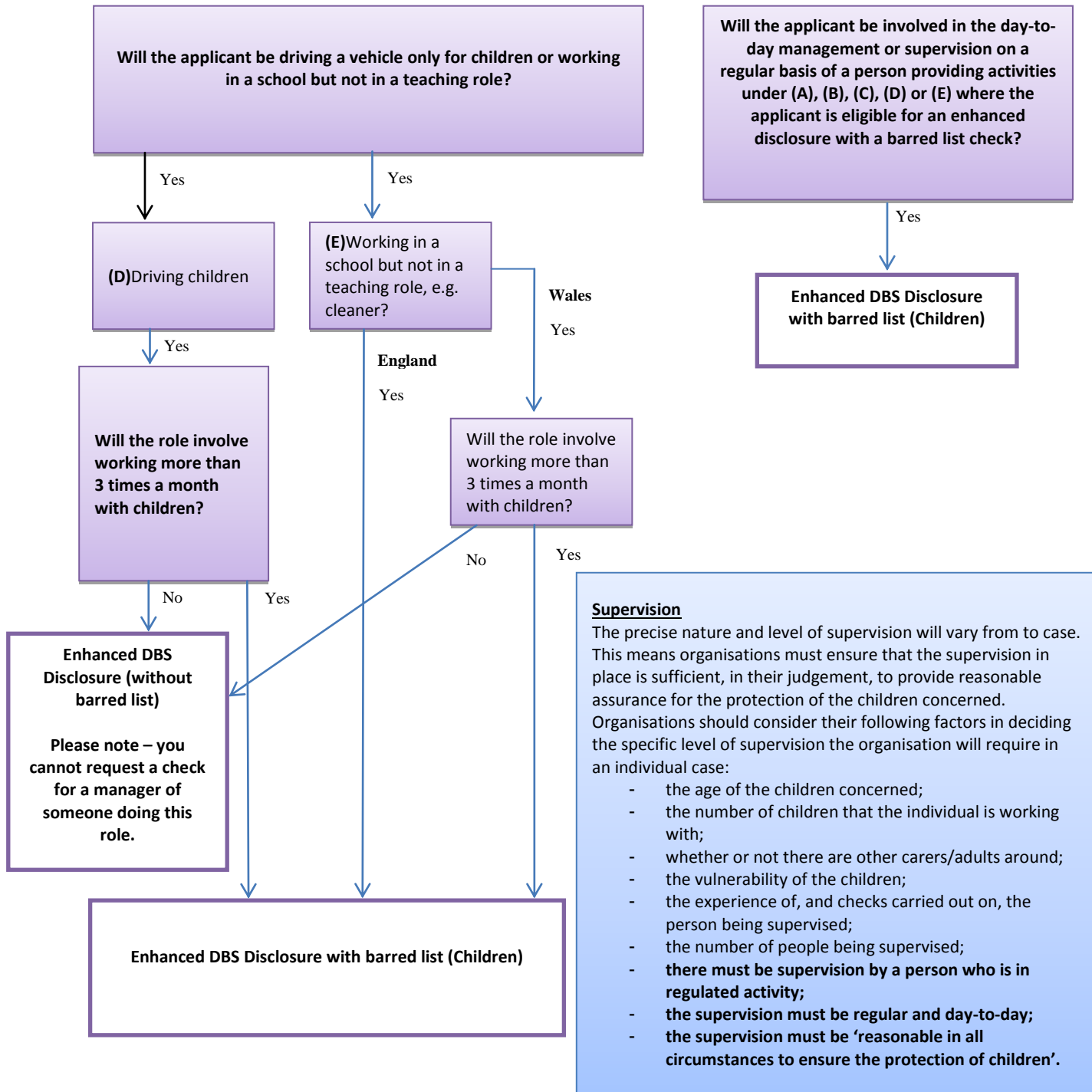


Diagram C

The focus is on the activities required by the adult and not on the setting in which the activity is received, nor on the personal characteristics or circumstances of the adult receiving the activities.

There is also no longer a requirement for a person to do the activities a certain number of times before they are engaging in Regulated Activity'

Any person providing day-to-day management or supervision of a person meeting any of the criteria (A-E) set out below will also require an DBS check at the same level as the applicant.

