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 teaching or caring for children

Diagram B

For applicants who are driving children, working in non-teaching roles in school or managing applicants who are in regulated activity with children

Diagram C

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

Diagram A

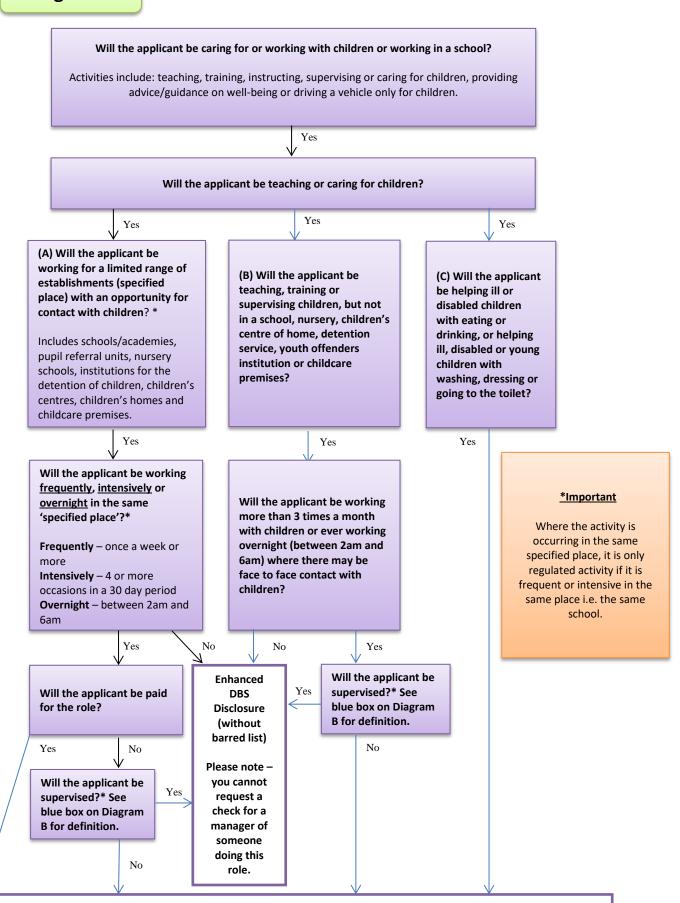
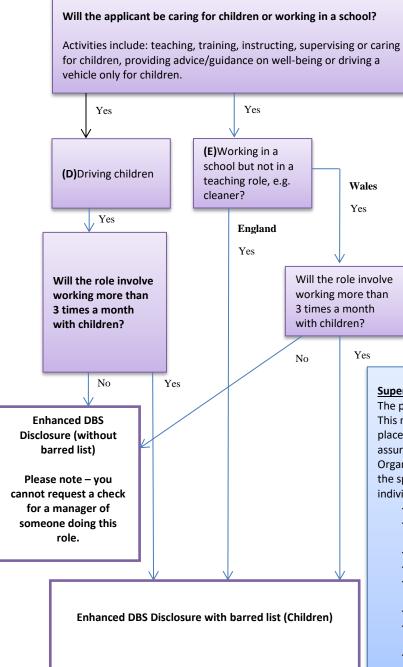


Diagram B



Will the applicant be involved in the day-today management or supervision on a regular basis of a person providing activities under (A), (B), (C), (D) or (E) where the applicant is eligible for an enhanced disclosure with a barred list check?

Enhanced DBS Disclosure with barred list (Children)

Yes

Supervision

The precise nature and level of supervision will vary from to case. This means organisations must ensure that the supervision in place is sufficient, in their judgement, to provide reasonable assurance for the protection of the children concerned. Organisations should consider their following factors in deciding the specific level of supervision the organisation will require in an individual case:

- the age of the children concerned;
- the number of children that the individual is working with:
- whether or not there are other carers/adults around;
- the vulnerability of the children;
- the experience of, and checks carried out on, the person being supervised;
- the number of people being supervised;
- there must be supervision by a person who is in regulated activity;
- the supervision must be regular and day-to-day;
- the supervision must be 'reasonable in all circumstances to ensure the protection of children'.

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.

