



DURHAM COUNTY COUNCIL

DISQUALIFICATION by ASSOCIATION DECLARATION FORM – RECRUITMENT STAGE

Owing to the nature of work for which you are applying it is a statutory requirement that you complete this declaration. To enable your application/appointment to be progressed you must complete this form and return it with your completed application form. Applicants are not entitled to withhold this information.

The Childcare Act 2006 and the Childcare (Disqualification) Regulations 2009 place separate and additional requirements on schools. At the point that an individual is convicted of, or cautioned for, a criminal offence of a specified type or category, or where they meet other disqualification criteria set out in the regulations, the Act and Regulations disqualify staff from:

- providing early years childcare[1] or later years childcare to children who have not attained the age of eight; or
- being directly concerned in the management of that childcare.

[1] 'Early years childcare is any care for a child from birth to the 1 September following a child's 5th birthday and includes education and any other supervised activity'.

In addition to inclusion on the Children's Barred List, the wider disqualification criteria include:

- 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').

A full list of all the circumstances that disqualify people from working with children is available in the Childcare (Disqualification) Regulations 2009.

(<http://www.legislation.gov.uk/ukxi/2009/1547/contents/made>)

The grounds for disqualification can be found in the childcare legislation set out above.

It is therefore a requirement that you inform your employer if you live in the same household as an individual who is disqualified from working with children/young people.

PLEASE COMPLETE THE FOLLOWING SECTION:

Do you live in the same household as another person who is disqualified from working with children/young people?

Please state clearly either YES or NO:

Do you live in a household where another person works, who is disqualified from working with children/young people?

Please state clearly either YES or NO:

Details - please provide details with regard to:

Name of the disqualified individual:

Relationship to the disqualified individual:

Details of any order, determination, conviction, or other ground for disqualification from registration under the Childcare (Disqualification) Regulations 2009:

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The date of the order, determination or conviction, or the date when the other ground for disqualification arose:

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Information about the body or court which made the order, determination or conviction, and the sentence (if any) imposed:

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Please attach a certified copy of the relevant order if you are in receipt of this.

Please note that any relevant information passed to the school will be provided to Ofsted as soon as reasonably practicable, but at the latest within 14 days of the date the school became aware of the information or ought reasonably to have become aware of it if they had made reasonable enquiries. This is a statutory requirement.

Failure to disclose an association with a disqualified person may result in the commencement of disciplinary proceedings.

SIGNATURE: **DATE:**

PRINT NAME:

JOB TITLE (of vacancy applied for):

VACANCY REF (of vacancy applied for):.....

I declare that the information I have provided is true and understand that any falsification of information will be judged as serious misconduct and may result in dismissal / withdrawal of any offer of employment. I understand that I am required to notify the Headteacher of any changes in respect of this declaration throughout the entire course of my employment.

Please return this signed declaration with your application form.