



**THIS POLICY COVERS ALL ACADEMIES/SCHOOLS WITHIN  
ARDEN MULTI-ACADEMY TRUST**

|                           |  |               |
|---------------------------|--|---------------|
| <b>Name of Policy</b>     | <b>Recruitment and Selection Policy for Employees &amp; Volunteers</b> |               |
| <b>Lead</b>               | Martin Murphy, Chief Executive Officer                                 |               |
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|                           |  |               |



## Contents

|    |   |    |
|----|---|----|
| 1  | Introduction .....  | 1  |
| 2  | Scope and purpose .....   | 2  |
| 3  | Safer recruitment .....   | 2  |
| 4  | Advertising .....   | 2  |
| 5  | Job description.....  | 3  |
| 6  | Application form and shortlisting .....   | 3  |
| 7  | Applicants Invited for Interview.....   | 4  |
| 8  | Interviews.....   | 5  |
| 9  | Other selection methods .....   | 6  |
| 10 | Level of language proficiency.....  | 7  |
| 11 | Pre-employment checks.....  | 7  |
| 12 | Disclosure and Barring Service (DBS) checks - new employees and volunteers.....       | 9  |
| 13 | Disclosure and Barring Service (DBS) checks - existing employees and volunteers ..... | 11 |
| 14 | Agency staff .....  | 11 |
| 15 | Breaches of the policy.....   | 12 |
| 16 | Record keeping and data protection.....   | 12 |
| 17 | Review of policy .....  | 12 |
|    | Appendix 1: Disqualification from childcare information for new employees .....       | 13 |

## **1      Introduction**

- 1.1 Recruiting the best people to our Trust is vital for our continued success in providing the highest standards of education to our pupils.
- 1.2 Not appointing the right people to our roles can have a negative impact on the performance of our Trust.
- 1.3 The Associate Headteacher/Head of School along with the Director of Primary Education/Executive Headteacher is responsible for deciding on the arrangements for recruiting to any post in school, with the exception of the Associate Headteacher/Head of School role where the Executive Headteacher/CEO/Governing Bodies will be responsible. The Trust Board will be responsible for recruitment to the role of Executive Headteacher/CEO. The CFO/EHT/CEO are responsible for deciding on the arrangements for recruiting to posts within Central Services.
- 1.4 In carrying out our recruitment processes, we:
  - 1.4.1 Are committed to the creation of a safe environment for our pupils by operating safer recruitment practices in line with the statutory requirements and guidance.
  - 1.4.2 We will comply with the requirements of data protection legislation (being the UK General Data Protection Regulation and Data Protection Act 2018) and any implementing laws, regulations and secondary legislation, as amended or updated from time to time.
  - 1.4.3 Our data protection policy sets out how we will comply with data protection legislation.
  - 1.4.4 Will comply with the requirements of the Equality Act (2010) and are committed to ensuring that throughout our recruitment and selection processes no applicant is disadvantaged or discriminated against because of the protected characteristics of age, disability, gender, gender re-assignment, marriage or civil partnership, pregnancy or maternity, race, religion or belief and sexual orientation.
- 1.5 In the very exceptional cases where we are required to discriminate due to an occupational requirement this must be approved by the Executive Headteacher/CEO who will provide reasons for this requirement.
- 1.6 Recruitment will be solely on the basis of the applicant's abilities and individual merit, as measured against the criteria for the job. Qualifications, knowledge, experience and skills will be assessed at the level that is relevant to the job.
- 1.7 If an applicant makes the Trust aware, at any stage of the recruitment process, that they have a disability then reasonable adjustments must be considered to ensure the applicant is not disadvantaged by the process.

1.8 As a Disability Confident Committed employer, we are committed to inclusivity and accessibility.

## **2 Scope and purpose**

2.1 The purpose of this policy is to set out our processes for recruiting, selecting and appointing any employee to work within our Trust.

2.2 Sections 12 and 13 on Disclosure and Barring Service checks also applies to volunteers in our Trust.

## **3 Safer recruitment**

3.1 All recruitment must be in line with this policy to ensure that we identify, deter, and prevent people who pose a risk of harm from working with our pupils.

3.2 The recruitment of all applicants and volunteers to our Trust must, without exception, follow the processes of safer recruitment. All offers of employment will be subject to us being satisfied that the applicant or volunteer is a suitable person to work with children and young people.

3.3 Any person involved in recruiting to our Trust must read the “Keeping children safe in education” (2025) guidance (or updated statutory guidance) produced by the DfE and our Trust’s child protection policy. These can be obtained from Trust website/HR Department.

3.4 All recruitment must be planned to ensure that there is adequate time available to recruit safely.

3.5 Any person who becomes aware that this policy is not being followed during recruitment must inform the Associate Headteacher/Head of School/designated safeguarding lead immediately.

3.6 All of the checks described in Sections 11 and 12 must be carried out and have been determined as satisfactory before an applicant can start their employment in the Trust.

## **4 Advertising**

4.1 Any vacant position will normally be advertised via the appropriate channels to ensure the most appropriate field of applicants is obtained.

All advertisements will have the following statement about safeguarding children and young people and the requirement to have a DBS check:

*Arden Multi Academy Trust is committed to safeguarding and promoting the welfare of children and young people and expects all its staff and volunteers to share this commitment. We welcome applications regardless of age, gender, ethnicity, sexuality or religion. The successful applicant will be required to undertake an Enhanced DBS Disclosure and, in line with Keeping Children Safe in Education, will be subject to a social media online search.*

4.2 All application forms will also include the following statement if the post is exempt from the Rehabilitation of Offenders Act 1974 and the amendments to the Exceptions Order 1975, 2013, 2020 and 2023:

*“The DBS check will reveal both spent and unspent convictions, cautions, and bind-overs as well as pending prosecutions, which aren't 'protected' under the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975 and check to establish that a person is not barred from 'regulated activity' as defined by the Safeguarding Vulnerable Groups Act 2006. The amendments to the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975 (as amended 2013 and 2020) means that when applying for certain jobs and activities, certain convictions and cautions are considered 'protected'. This means that they do not need to be disclosed to employers, and if they are disclosed, employers cannot take them into account. Guidance about whether a conviction or caution is disclosable can be found on the Ministry of Justice website”*

<https://www.gov.uk/government/publications/new-guidance-on-the-rehabilitation-of-offenders-act-1974>.

4.3 Under Part 7 of the Immigration Act 2016, the public sector fluency duty requires state funded schools to ensure candidates for their customer-facing roles have the necessary standard of spoken English (or English or Welsh in Wales). For example, a teaching assistant required to communicate with pupils to support their learning would be viewed as operating in a public-facing role. Adverts (and job descriptions) should make clear the necessary standard of spoken English or Welsh required for the role.

4.4 All applicants will be able to view a copy of our recruitment privacy notice via the MATs homepage on MyNewTerm or on the Trust website under 'Vacancies', which sets out how we will gather, process, and hold personal data of individuals during and after the recruitment process.

## **5 Job description**

5.1 A job description will be required for all posts, which describes the duties and responsibilities of the post. It must be up-to-date, accurate, and specific to the role. The job description must also include a person specification.

5.2 All job descriptions and person specifications must make reference to the responsibility for safeguarding and promoting the welfare of children.

## **6 Application form and shortlisting**

6.1 All applicants are required to fill out our standard application form, using our online portal on MyNewTerm. CVs will not be accepted. Applicants for internal roles may be asked to submit an expression of interest to the Associate Headteacher/ Head of School

- 6.2 Applicants will be shortlisted against the requirements of the person specification. The same people should carry out the shortlisting and the interviews and should be at least two people. The outcome of the shortlisting process will be recorded and retained.
- 6.3 The equal opportunities monitoring form must be removed from the application and not provided to the shortlisting panel.
- 6.4 The shortlisting panel are responsible for scrutinising the application forms and identifying any gaps in employment or other areas that may affect an applicant's suitability to work with children and young people. This includes an initial online search. After the interview, a conditional offer of employment is made, whilst pre-employment checks are completed (detailed in section 11), before a contract is issued. During this time further online searches will be conducted, including checks of social media. Following this, a satisfactory explanation of any concerns must be obtained from the applicant.

## **7 Applicants Invited for Interview**

7.1 Once the shortlisting panel have determined applicants who will be invited to interview, the following checks must take place:

7.2 References:

All offers of employment will be conditional upon receipt of at least two satisfactory written references. References will:

- 7.2.1 Be requested for all shortlisted applicants, including internal applicants.
- 7.2.2 Include the applicant's current or most recent employer and where an applicant for a teaching post is not currently employed as a teacher, will include the applicant's most recent employer as a teacher.
- 7.2.3 Ask the current employer for details of any capability history in the previous two years, and the reasons for this.
- 7.2.4 Be directly from the referee, who will be a senior person with appropriate authority and confirmed as accurate by the headteacher/principal in respect of any disciplinary investigations.
- 7.2.5 Not be accepted if they are 'to whom it may concern' letters.
- 7.2.6 Request information on the applicant's suitability to work with children and young people from the last employer where the applicant worked with children (if not currently working with children).
- 7.2.7 Be verified with the person who provided the reference and, where the reference is provided electronically, verify that it is from a legitimate source.
- 7.2.8 Be clarified with the referee where the information is vague or insufficient.
- 7.2.9 Establish the reason for the candidate leaving their current or most recent post.

- 7.2.10 Be compared with the information set out in the application form and any discrepancies discussed with the candidate.
- 7.2.11 Be requested before the interview (unless consent has only been given to contact referees when the applicant has been informed); and
- 7.2.12 Be explored further with the referee and with the applicant during the interview if necessary.

7.3 Where it has not been possible to obtain references before the interview, a conditional offer of employment will be made, but during the pre-employment stages, any concerns that are subsequently raised will need to be resolved before the appointment is confirmed and the contract issued.

7.4 In order to comply with the Equality Act 2010, information relating to sickness absence will only be requested after a conditional offer of employment has been made.

7.5 The Trust will conduct searches, through a third party of the online presence and publicly available social media content of shortlisted candidates to identify any comment, image or other content that could cause reputational damage to the trust and/or give rise to a safeguarding concern.

7.6 Management of online searches (either by carrying out the search or instructing a third party to do so), and the collation of information will be carried out independently from those managing the shortlisting process. Only information relevant to potential reputational damage and/or safeguarding concerns obtained from the search will be passed to those managing the recruitment process.

7.7 Shortlisted candidates will be required to complete a self-declaration of their criminal record or information that would make them unsuitable to work with children. Applicants will only be asked to disclose and discuss criminal convictions and/or cautions which are not protected under the amendments to the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975 (2013, 2020 and 2023) that may deem them unsuitable. Where this is provided electronically, the shortlisted candidate will be asked to physically sign a hard copy at the point of the interview.

## **8 Interviews**

- 8.1 A face-to-face interview must take place for all applicants to all posts. The use of video conferencing, may be acceptable in exceptional circumstances for this purpose. There may be occasions where applicants will undertake part of the interview process using video conferencing, supplementing the face-to-face activities.
- 8.2 All those involved in interviewing must be properly prepared to undertake the role, which may involve appropriate interview training. At least one person on the interview panel must have passed the appropriate safer recruitment training.
- 8.3 The purpose of the interview is to assess the merits of each applicant against the job description and person specification to establish their suitability for the post and to work with children and young people.

8.4 Interviews should be conducted with a minimum of two interviewers on the panel. Interviewers will take turns to ask applicants questions. Whilst one interviewer asks a question, the other will observe and make notes.

8.5 Before the interview commences the interview panel should have:

- 8.5.1 Prepared appropriate questions for the role.
- 8.5.2 Prepared appropriate questions to test the applicant's suitability to work with children and young people.
- 8.5.3 Identified any areas for further probing, e.g., if a criminal record has been declared, any information about past disciplinary action/allegations, or if there are gaps in employment etc.
- 8.5.4 Agreed assessment criteria, which reflects the person specification; and
- 8.5.5 Decided a structure to the interview and established which member of the panel will ask which questions.

8.6 A set of common questions relating to the requirements of the post will be asked of each applicant. Their response will determine whether that is followed up through further questioning.

8.7 Any gaps in employment history and any concerns identified as part of the online and social media checking process must be explored during the interview process.

8.8 Candidates shortlisted for interview will be asked about their suitability to work with children. Areas that may be concerning and lead to further questions include:

- Implication that adults and children are equal.
- Lack of recognition and/or understanding of the vulnerability of children.
- Inappropriate idealisation of children.
- Inadequate understanding of appropriate boundaries between adults and children; and
- Indicators of negative safeguarding behaviours.

8.9 The interview panel must ensure a fully completed self-declaration form is discussed and considered. Should a disclosure be present on the declaration form, or the applicant verbally shares a disclosure, the panel must complete the disclosure discussion form.

## **9 Other selection methods**

9.1 In addition to a face-to-face interview with the interview panel a variety of other selection methods may be used, such as:

- 9.1.1 Observation of teaching practice in our Trust or in the applicant's current school or academy.
- 9.1.2 One or more additional panel interviews (for example, a panel made up of pupils from our schools/academies).
- 9.1.3 A presentation.
- 9.1.4 In tray exercises or other competency testing; and
- 9.1.5 Psychometric testing (where applicable).

9.2 Those responsible for deciding the arrangements for recruitment to a specific post will determine the selection method(s). They will be relevant and appropriate to the role and will be based on the requirements for the particular post as set out in the job description and person specification.

## **10 Level of language proficiency**

- 10.1 Under the "fluency duty" (Part 7 of the Immigration Act 2016), public authorities are required to ensure that workers in public-facing roles are fluent in English. Public-facing roles are those members of teaching and support staff who, as a regular and intrinsic part of their role, are required to speak to members of the public (including students in schools).
- 10.2 The Trust will accept a range of evidence of spoken English language ability as follows:
  - Competently answering interview questions in English.
  - Possessing a relevant qualification for the role attained as part of education in the UK or fully taught in English by a recognised institution abroad.
  - Passing an English spoken language competency test or possessing a relevant spoken English qualification at CEFR Level B1 or above, taught in English Pre-employment checks
- 10.3 An offer of appointment to the successful applicant will be conditional upon the following:
  - 10.3.1 Receipt of at least two satisfactory written references as outlined in point 7.2 (one of which must be their current or most recent employer).
  - 10.3.2 Verification of the applicant's identity, preferably from current photographic ID and proof of address. It is important to be sure that the person is who they claim to be, this includes being aware of the potential for individuals changing their name. Best practice is checking the name on their birth certificate, where this is available.
  - 10.3.3 Verification of the applicant's medical fitness.
  - 10.3.4 Verification of qualifications where relevant.

- 10.3.5 Verification of professional status where applicable. For teachers, this will include checking that the individual has the required teaching qualification and has successfully completed any statutory induction, if required, through the DfE's 'Check a teachers' record';
- 10.3.6 Satisfactory enhanced DBS check (see Section 12).
- 10.3.7 Satisfactory online searches and post interview social media checks (see Section 7).
- 10.3.8 For leadership positions (Applicable to governors/trustees, headteachers, members of the senior leadership team and departmental heads, and other budget holders only), verification that they are not subject to a 128 direction by using the DfE's 'Check a teachers' record';
- 10.3.9 For teachers and other employees who hold QTS who are working in non-teaching roles, verification that they are not subject to a prohibition order by using the DfE's 'Check a teachers' record';
- 10.3.10 For teachers, satisfactory checks to determine any restrictions/sanctions that have been imposed in other EEA member states, through the provision of a letter of professional standing from the professional regulating authority in the country that they qualified. <sup>1</sup>
- 10.3.11 A clear children's barred list check (except supervised volunteers) if working in regulated activity.
- 10.3.12 Verification of right to work in the United Kingdom.
- 10.3.13 Any further checks where the applicant has lived or worked outside of the UK, including receipt of criminal record information from overseas.
- 10.3.14 Confirmation that the applicant is not disqualified from providing childcare [See Appendix 1]

- 10.4 All checks must be confirmed in writing, retained on the personnel file and recorded in the single central record (SCR).
- 10.5 All documents must be original documents. We do not accept photocopies or screenshots.
- 10.6 A conditional offer of employment is subject to satisfactory references, medical clearance and an enhanced Disclosure and Barring Service check with barred list check, and is subject to the requirements set out in the Education (Prohibition from Teaching or Working with Children) Regulations 2003 (as amended). This has been detailed within section 11.1. The contract shall not take effect in the event of any adverse response being received or discovered to any enquiry or examination made or specified at the time of appointment, in

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<sup>1</sup> EEA regulator restrictions do not prevent an individual from taking up teaching positions in England, however, employers should consider the circumstances leading to the restriction when assessing a candidate's suitability to be employed.

order to safeguard the well-being of the pupils at the Trust, or as a result of a condition specified by the Employer at that time.

## 11 Disclosure and Barring Service (DBS) checks - new employees and volunteers

11.1 The Trust will carry out a risk assessment to determine if a DBS check is required for each employee or volunteer in accordance with Annex E of Keeping Children Safe in Education 2025. If a volunteer is assessed as requiring a DBS check, the following DBS checks will be undertaken for new appointments, before the employee or volunteer starts work:

| Who?  | Definition   | Type of check   |
|---|--|---|
| Employees who will be engaging in regulated activity. | <p>As an educational institution which is exclusively or mainly for the provision of full-time education to children, Arden Multi Academy Trust is an establishment specified in the relevant legislation. Activity carried out in this establishment will therefore be regulated activity relating to children if it meets the definition in the relevant legislation, including that it is carried out:</p> <p>Frequently by the same person (for example once a week or more); or</p> <p>On more than three days in any period of 30 days.</p> <p>Note – personal care of a child because of age, illness or disability including physical help with eating, toileting, washing, bathing or dressing is always regulated activity regardless of how frequently it is carried out.</p> | An enhanced DBS check with children's barred list check will be obtained.   |
| Unsupervised volunteers                               | As above   | <p>An enhanced DBS check with children's barred list check will be obtained.</p> <p>Those applying for chair of trustee posts (after 01.04.17) must also have their identity verified for a stipulated professional as part of their DBS check as per the below link:</p> <p><a href="https://www.gov.uk/government/publications/identity-verification-for-new-chairs-of-trustees">https://www.gov.uk/government/publications/identity-verification-for-new-chairs-of-trustees</a>.</p> |

| <b>Who?</b>           | <b>Definition</b>  | <b>Type of check</b>  |
|-----------------------|--|---|
| Supervised volunteers | <p>Where an individual is a volunteer (e.g. carrying out activity that is unpaid) they will not be engaging in regulated activity if:</p> <p>They are being supervised by someone that is in regulated activity; and</p> <p>The supervision is regular and day to day (e.g., it is ongoing); and</p> <p>The supervision is reasonable in all the circumstances to ensure the protection of children (this may take into account for example, the age (including the variation in ages), number and vulnerability of children the individual is working with, the nature of the work and opportunity for contact with children, whether other individuals are helping to look after them and how many workers a supervisor is supervising).</p> | We are unable by law to obtain a barred list check on a supervised volunteer. We will however obtain an enhanced DBS check (with no barred list check) for supervised volunteers. |

11.2 It is Trust policy that employees do not commence employment prior to a DBS check being obtained. In very exceptional circumstances, a new employee or unsupervised volunteer may be able to start before the enhanced DBS certificate has been received, but not before the children's barred list check has been completed providing that a risk assessment has been undertaken and appropriate supervision is in place until the DBS certificate has been received. This is to be counter signed by the Associate Headteacher/Head of School and either the Director of Primary Education or the Executive Headteacher/CEO.

11.3 DBS certificates will only be issued to the applicant. All applicants must produce the disclosure when requested to do so. The DBS certificate will be cross-referenced with the applicant's signed self-declaration and the interview notes to ensure the information disclosed has been assessed correctly. The disclosure will be scrutinised to ensure it is authentic and to detect any fraud. The DBS disclosure number and date of the check must be recorded in the single central record (SCR). We are not required to take a copy of an applicant's DBS certificate; however, we may choose to do so for decision-making purposes. Any copy will be held for no longer than necessary, up to a period of six months, and be processed in line with data protection legislation.

11.4 Any applicant who refuses to produce their DBS disclosure will not be able to start work at the Trust and the conditional offer will be withdrawn as satisfactory checks are not in place. Any volunteer who refuses to produce their disclosure will not be able to volunteer in any of our academies.

11.5 Applicants (free for volunteers) can have their DBS certificate kept up-to-date and take it with them from role to role where the same type and level of check is required by subscribing to the DBS update service. Where requested applicants or volunteers should be requested to subscribe to this service. There is a cost for this service. Employees can

only ask to be included in this service within 28 days of their DBS being issued. When employees have been requested to subscribe to this service the cost of this will be refunded by the Trust on receipt of a receipt. Where the applicant or volunteer has subscribed, they should provide the Trust with the original disclosure document to be verified, and the Trust will check the online update for any changes.

- 11.6 Applicants will only be asked to declare convictions and cautions that are not protected under the amendments to the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975 (2013, 2020 and 2023).
- 11.7 Information relating to an individual's criminal record will only be shared with the relevant people to enable the Trust to make a decision about their suitability to work with children and young people.

## **12 Disclosure and Barring Service (DBS) checks - existing employees and volunteers**

- 12.1 An enhanced DBS check and a children's barred list check will be carried out for all existing staff and unsupervised volunteers (subject to risk assessment) where their unsupervised contact with children or young people has increased from that at their time of appointment.
- 12.2 An enhanced DBS and children's barred list check may be carried out on any employee or unsupervised volunteer (subject to risk assessment) where the Trust has concerns about an individual's suitability to work with children and young people. An enhanced DBS (no barred list check) may be carried out on any supervised volunteer (subject to risk assessment) where the Trust has concerns about their suitability to work with children and young people.
- 12.3 DBS certificates will only be issued to the applicant. The Trust expects all applicants to produce the disclosure when requested to do so. Any existing employee who does not produce their DBS disclosure will be managed through the disciplinary procedure.
- 12.4 All existing employees are required to inform us immediately if they are the subject of a police investigation or receive any conviction or caution which is not protected under the amendments to the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975 (2013, 2020 and 2023) or any occurrence that may disqualify them from providing childcare under the Childcare (Disqualification) Regulations 2009. Failure to immediately report such information will result in disciplinary action, up to and including dismissal. The Trust will require all employees to sign a declaration on an annual basis that there has been no change in their criminal record. Action may be taken as a result of any change or any failure to inform the Trust of any change.

## **13 Agency staff**

- 13.1 In the case of agency staff, the Trust must ensure that the arrangement with the agency imposes an obligation on the agency to carry out all recruitment checks as set out in section 11, including DBS and children's barred list checks, that the Trust would otherwise complete for its staff. The Trust must obtain written confirmation from the agency that

these checks have been carried out and are satisfactory. This must be recorded in the single central record (SCR).

- 13.2 The agency worker must bring with them a copy of their DBS certificate to the academy so that this can be checked on arrival with the information provided by the agency.
- 13.3 Upon the engagement of an agency worker, the agency must be supplied with a copy of the Trust's managing allegations procedure unless they have previously been provided with the most recent version of this procedure.

#### **14 Breaches of the policy**

- 14.1 Any instances of this policy not being adhered to will be taken very seriously and appropriate disciplinary action will be taken.
- 14.2 Any complaint in relation to this policy, including its application will be managed through the Trust's complaints policy or grievance policy (for existing employees).

#### **15 Record keeping and data protection**

All written records of interviews, application forms and reasons for appointment or non-appointment will be kept by the Trust in line with our recruitment privacy notice, our workforce privacy notice (for appointed candidates), our retention and destruction policy and in line with the requirements of data protection legislation.

#### **16 Review of policy**

This policy is reviewed annually by the Trust. We will monitor the application and outcomes of this policy to ensure it is working effectively.

## **Appendix 1: Disqualification from childcare information for new employees**

This information is to make you aware of your obligations relating to disqualification under the Childcare Act 2006, which came into force in schools and academies in late 2014.

Your role within our school has been identified as one which the disqualification declaration applies to.

### **So, what does this mean in practice?**

We need to make you aware that there are certain things that may mean that you are automatically disqualified from providing childcare (affecting your role within this school) by you having committed a disqualifiable offence or a disqualifying event. These broadly fall into the four below categories:

- 1 That you have a caution/conviction for certain violent/sexual offences.
- 2 Grounds relating to the care of children.
- 3 That you have had registration refused/cancelled in relation to childcare.
- 4 That you have committed an offence overseas which would constitute an offence regarding disqualification under the 2009 Regulations if it had been done in any part of the United Kingdom.

Ofsted have provided a list of disqualifiable offences/events in tables A & B of the below guidance.

<https://www.gov.uk/government/publications/disqualification-under-the-childcare-act-2006/disqualification-under-the-childcare-act-2006>

You need to read through this and report to the Associate Headteacher/Head of School without delay if there is anything to declare under the disqualification guidance. It is only the offences/events on this list that we require you to declare. If you are unsure whether a specific offence/event is applicable after reading the Ofsted lists, then please let us know so that we can advise you appropriately.

You should also be aware that from this point forward, if your circumstances change relating to the disqualification guidance, you are obligated to inform us of this without delay.

You will be required to sign to confirm that you are clear relating to your obligations regarding disclosure pertaining to disqualification under the Child Care Act 2016, so please do make sure that you ask any questions that you are unclear on. If you wish to do this, please speak with the Associate Headteacher/Head of School in person.

If you require additional information or help with any aspect of this, then please let the head know so that we can take advice from our HR provider on your behalf.

I have read and understood the information in this document.

Signed

Print name

Date