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Any employment within the precincts of: · a prison · a remand centre · a removal centre · a short term holding facility · a detention centre · a Borstal institution · a young offenders institution · members of boards of visitors (England & Wales)	21
Traffic wardens	23
Probation officers	24
Any employment or other work which is concerned with the provision of health services and which is of such a kind as to enable the holder of that employment or the person engaged in that work to have access to persons in receipt of such services in the course of his normal duties.	25
Financial Services position – This means all positions for which the Financial Services Authority or the competent authority for listings are entitled to ask exempted questions to fulfil their obligations under the Financial Services and Markets Act 2000.	26
Those working within an Authorised Payment Institution as: · Directors and managers · Holders of qualifying holdings · Controllers of the Authorised Payment Institution	27
Any occupation which is: · concerned with the management of a place in respect of which the approval of the Secretary of State is required by section 1 of the Abortion Act 1967; or, · carrying on a nursing home in England and Wales in respect of which registration is required by Section 187 of the Public Health Act 1936 or Section 14 of the Mental Health Act.	28
Any employment in the Royal Society for the Prevention of Cruelty to Animals (the RSPCA) where the person employed or working, as part of his duties, may carry out humane killing of animals.	29
Any office or employment in the Serious Fraud Office.	30
Any office or employment in the Serious Organised Crime Agency (SOCA).	31
· The Commissioners for Her Majesty's Revenue and Customs and any office or employment in their services · The Director and any office or employment in the Revenue and Customs Prosecutions Office	32
Any employment which is concerned with the monitoring, for the purposes of child protection, of communications by means of the internet.	33
An individual designated under section 2 of the Traffic Management Act 2004.	34
<p>Court Positions: · Judges' clerks, secretaries and legal secretaries within the meaning of section 98 of the Supreme Court Act 1981(c) · Court officers and court contractors who, in the course of their work, have face to face contact with judges of the Supreme Court, or access to such judges' lodgings · Persons who in the course of their work have regular access to personal information relating to an identified or identifiable member of the judiciary · Court officers and court contractors who, in the course of their work, attend either the Royal Courts of Justice or the Central Criminal Court · Court security officers and tribunal security officers · Court contractors who, in the course of their work, have unsupervised access to court-houses, offices and other accommodation used in relation to the courts · Contractors, sub-contractors, and any person acting under the authority of such a contractor or sub-contractor, who, in the course of their work, have unsupervised access to tribunal buildings, offices and other accommodation used in relation to tribunals</p> <p>The following persons: a) Court officers who execute county court warrants b) High Court enforcement officers c) Sheriffs and under-sheriffs d) Tipstaffs e) Any other persons who execute High Court writs or warrants who act under the authority of a person listed at (a) to (d) f) Persons who execute writs of sequestration g) Civilian enforcement officers as defined in section 125A of the Magistrates' Courts Act 1980 h) Persons who are authorised to execute warrants under section 125B (1) of the Magistrates' Courts Act 1980, and any other person (other than a constable) who is authorised to execute a warrant under section 125 (2) of the 1980 Act i) Persons who execute clamping orders, as defined in paragraph 38(2) of Schedule 5 of the Courts Act 2003(d) · the Official Solicitor and his deputy · Persons appointed to the office of Public Trustee or deputy Public Trustee, and officers of the Public Trustee · Court officers and court contractors who exercise functions in connection with the administration and management of funds in court, including the deposit, payment, delivery and transfer in, into and out of any court of funds in court, and regulating the evidence of such deposit, payment, delivery or transfer, and court officers and court contractors who receive payment in pursuance of a conviction or order of a magistrates' court</p>	35
People working in the Department for Education or the Office for Standards in Education, Children's Services and Skills (Ofsted) with access to sensitive or personal information about children.	36

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A regulated immigration adviser who provides immigration advice or immigration services under Section 82(1) of the Immigration & Asylum Act 1999(a). This also applies to persons who can act on behalf of and under the supervision of such a registered person.	37
Staff working within the Office of the Public Guardian with access to data relating to children and vulnerable adults	38
The Commissioners for the Gambling Commission and any office or employment in their service.	39

Other activities eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
A person living at the premises where a childminding or day care service is provided or who regularly works on the premises at a time when the childminding takes place	40
A person living in the same household as a person whose suitability is being assessed for a position working with children and who lives on the same premises where their work with children would normally take place	41
Any employment or other work where the normal duties a) involve caring for, training, supervising, or being solely in charge of persons aged under 18 serving in the naval, military or air forces of the crown; or b) include supervising or managing a person employed or working in a capacity referred to in paragraph (a).	42
For adoption purposes	43
For foster caring purposes	44
Individuals seeking authorisation from the Secretary Of State for the Home Department to become authorised search officers.	45
For the award of public works contracts, public supply contracts and public service contracts in accordance with Directive 2004/17/EC and 2004/18/EC of the European Parliament and of the Council of March 2004(a).	46
Football Stewards, supervisors or managers of football stewards.	47
Approved Legal Services Body Manager	48
Those working for Alternative Business Structures as: · Head of Finance and Administration of a licensed body approved under schedule 11 of the Legal Services Act 2007 · Head of Legal Practice of a licensed body approved under schedule 11 of the Legal Services Act 2007· Owners of a licensed body approved under schedule 13 of the Legal Services Act 2007	49
The Commissioner for Older People in Wales, his deputy and any people appointed by the Commissioner, to assist him in the discharge of his functions or authorised to discharge his functions on his behalf.	50
Any employment or other work which is normally carried out in premises approved under section 9 of the Criminal Justice and Court Services Act 2000.	51
Any person who has applied to be granted membership of the Master Locksmiths Association.	52
For National Lottery licensing purposes	53

Licences eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
For the purpose of licensing hackney carriages or private hire vehicle drivers (Taxi driver licences).	54
For licences issued under Section 25 of the Children & Young Persons Act 1933 (This relates to persons under the age of 18 travelling abroad for the purpose of performing or being exhibited for profit).	55
For the purpose of licensing under Section 8 of the Private Security Industry Act 2001	56
Any person or body required to obtain or retain a licence under regulation 5 of the Misuse of Drugs Regulations 2001 (a) or under article 3(2) of Regulation 2004/273/EC (b) or under article 6(1) of Regulations 2005/111/EC(c).	57

You will now need to assess if there is a need for a disclosure against each Job Description within your team and the level of the check if necessary.

Once you have completed the assessment, you must complete the following form, and return to Emma Jones, CRB Officer (via email if possible)

CRB Position Assessment

Title of position being assessed: _____

Location of position being assessed: _____

Position Assessed by (print name): _____

Position of Assessor: _____

Signature of Assessor: _____

Date of Assessment: _____

- Please attach Job Description to Risk Assessment

Outcome:

Disclosure Required: Yes / No (delete as appropriate)

Level of Disclosure: Standard / Enhanced / Enhanced with Barred List- please state which barred list in the notes section below / Not applicable (delete as appropriate)

Notes:

HR use only

Date assessment received: _____

Job Description updated: Yes/No (delete as appropriate)

Date Job Description updated _____

Job Description updated by (print name) _____

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Disclosure &
Barring Service

Annex

Positions, Professions, Employment, Offices and Works eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
Any work which is currently defined as regulated activity relating to children within the meaning of Schedule 4 Part 1 of the Safeguarding Vulnerable Groups Act 2006	01
Any work which was defined as regulated activity relating to children within the meaning of Schedule 4 Part 1 of the Safeguarding Vulnerable Groups Act 2006 before the coming into force of section 64 of the Protection of Freedoms Act 2012 on 10 th September 2012	02
Any work which is currently defined as regulated activity relating to adults within the meaning of Schedule 4 Part 2 of the Safeguarding Vulnerable Groups Act 2006	03
Any work which was defined as regulated activity relating to vulnerable adults within the meaning of Schedule 4 Part 2 of the Safeguarding Vulnerable Groups Act before the coming into force of sections 65 and 66 of the Protection of Freedoms Act 2012 on 10 th September 2012	04
Any office or employment which is concerned with: <ul style="list-style-type: none"> the provision of care services to vulnerable adults; or the representation of, or advocacy services for, vulnerable adults by a service that has been approved by the Secretary of State or created under any enactment; and which is of such a kind as to enable a person, in the course of his normal duties, to have access to vulnerable adults in receipt of such services	05
Any work in a regulated position within the meaning of Part 2 of the Criminal Justice & Court Services Act 2000. This does not include those working with 16/17 year olds on work experience	06
Any work in a further education institution or 16 to 19 Academy where the normal duties of that work involve regular contact with children	07
Any position which otherwise involves regularly caring for, training, supervising or being solely in charge of children	08
Healthcare Professional – A person who is regulated by a body mentioned in subsection (3) of section 25 of the National Health Service Reform and Health Care Professions Act 2002	09
Barrister (in England and Wales), solicitor	10
Chartered accountant, certified accountant	11
Veterinary surgeon	12
Actuary	13
Registered foreign lawyer	14
Legal executive	15
Judicial appointment	16
The Director of Public Prosecutions and any office or employment in the Crown Prosecution Service	17
Designated officers for: <ul style="list-style-type: none"> magistrates' courts justices of the peace local justice areas justices' clerks assistants to justices' clerks 	18



Disclosure & Barring Service

Positions, Professions, Employment, Offices and Works eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
Persons employed for the purposes of assisting constables of a Police Force established under any enactment	19
Any employment within the precincts of: <ul style="list-style-type: none"> • a prison • a remand centre • a removal centre • a short term holding facility • a detention centre • a Borstal institution • a young offenders institution • members of boards of visitors (England & Wales) 	20
Traffic wardens	21
Probation officers	22
Any employment or other work which is concerned with the provision of health services and which is of such a kind as to enable the holder of that employment or the person engaged in that work to have access to persons in receipt of such services in the course of his normal duties	23
Financial Services position – This means all positions for which the Financial Conduct Authority (previously the Financial Services Authority) or the competent authority for listings are entitled to ask exempted questions to fulfil their obligations under the Financial Services and Markets Act 2000	24
Those working within an Authorised Payment Institution as: <ul style="list-style-type: none"> • Directors and managers • Holders of qualifying holdings • Controllers of the Authorised Payment Institution 	25
Any employment in the Royal Society for the Prevention of Cruelty to Animals (RSPCA) where the person employed or working, as part of his duties, may carry out humane killing of animals	26
The Commissioners for Her Majesty’s Revenue and Customs (HMRC) and any office or employment in their services	27
The Director and any office or employment in the Revenue and Customs Prosecutions Office	28
Any employment which is concerned with the monitoring, for the purposes of child protection, of communications by means of the internet	29
An individual designated under section 2 of the Traffic Management Act 2004	30
The following Court Positions: <ul style="list-style-type: none"> • Judges’ clerks, secretaries and legal secretaries within the meaning of section 98 of the Supreme Court Act 1981(c) • Court officers and court contractors who, in the course of their work, have face to face contact with judges of the Supreme Court, or access to such judges’ lodgings • Persons who in the course of their work have regular access to personal information relating to an identified or identifiable member of the judiciary • Court officers and court contractors who, in the course of their work, attend either the Royal Courts of Justice or the Central Criminal Court • Court security officers and tribunal security officers 	31



Disclosure & Barring Service

Positions, Professions, Employment, Offices and Works eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
<ul style="list-style-type: none"> • Court contractors who, in the course of their work, have unsupervised access to court-houses, offices and other accommodation used in relation to the courts • Contractors, sub-contractors, and any person acting under the authority of such a contractor or sub-contractor, who, in the course of their work, have unsupervised access to tribunal buildings, offices and other accommodation used in relation to tribunals • Court officers and court contractors who exercise functions in connection with the administration and management of funds in court, including the deposit, payment, delivery and transfer in, into and out of any court of funds in court, and regulating the evidence of such deposit, payment, delivery or transfer, and court officers and court contractors who receive payment in pursuance of a conviction or order of a magistrates' court 	
<p>The following persons:</p> <ul style="list-style-type: none"> • Court officers who execute county court warrants • High Court enforcement officers • Sheriffs and under-sheriffs • Tipstaffs • Any other persons who execute High Court writs or warrants who act under the authority of a person listed at (a) to (d) • Persons who execute writs of sequestration • Civilian enforcement officers as defined in section 125A of the Magistrates' Courts Act 1980 • Persons who are authorised to execute warrants under section 125B (1) of the Magistrates' Courts Act 1980, and any other person (other than a constable) who is authorised to execute a warrant under section 125 (2) of the 1980 Act • Persons who execute clamping orders, as defined in paragraph 38(2) of Schedule 5 of the Courts Act 2003(d) 	32
<p>Individuals seeking to carry, acquire or transfer prohibited weapons or ammunition under section 5 of the Firearms Act 1968(c) – Maritime armed guards</p>	33
<p>A regulated immigration adviser who provides immigration advice or immigration services under Section 82(1) of the Immigration & Asylum Act 1999(a). This also applies to persons who act on behalf of and are under the supervision of such a registered person</p>	34
<p>Staff working for the Office of the Public Guardian with access to data relating to vulnerable adults</p>	35
<p>Any employment or other work where the normal duties:</p> <ol style="list-style-type: none"> a) involve caring for, training, supervising, or being solely in charge of persons aged under 18 serving in the naval, military or air forces of the crown; or b) include supervising or managing a person employed or working in a capacity referred to in paragraph (a) 	36
<p>A person living at the premises where a childminding or day care service is provided or who regularly works on the premises at a time when the childminding takes place</p>	37
<p>A person living in the same household as a person whose suitability is being assessed for a position working with children and who lives on the same premises where their work with children would normally take place</p>	38
<p>Applications for prospective adopters, special guardians or anyone who lives in the adoption</p>	39



Disclosure & Barring Service

Positions, Professions, Employment, Offices and Works eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
household in England and Wales	
Applications for prospective foster carers, prospective private foster carers or anyone who lives in the fostering household in England and Wales	40
Individuals seeking authorisation from the Secretary of State for the Home Department to become authorised search officers	41
For the award of public works contracts, public supply contracts and public service contracts in accordance with Directive 2004/17/EC and 2004/18/EC of the European Parliament and of the Council of March 2004(a)	42
Football Stewards, supervisors or managers of football stewards	43
Approved Legal Services Body Manager	44
Those working for Alternative Business Structures as: <ul style="list-style-type: none"> • Head of Finance and Administration of a licensed body approved under schedule 11 of the Legal Services Act 2007 • Head of Legal Practice of a licensed body approved under schedule 11 of the Legal Services Act 2007 • Owners of a licensed body approved under schedule 13 of the Legal Services Act 2007 	45
Any employment or other work which is normally carried out in premises approved under section 9 of the Criminal Justice and Court Services Act 2000	46
Any person who has applied to be granted membership of the Master Locksmiths Association	47
The Commissioner for Older People in Wales, his deputy and any people appointed by the Commissioner, to assist him in the discharge of his functions or authorised to discharge his functions on his behalf	48
Commissioners for the Gambling Commission and any office or employment in their service	49
Police and Crime Commissioners	50

Licences eligible for DBS checks taken from the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	Ref No
For Taxi Driver and Private Hire Vehicle licensing purposes	51
For National Lottery licensing purposes	52
For licences issued under Section 25 of the Children & Young Persons Act 1933 (This relates to persons under the age of 18 travelling abroad for the purpose of performing or being exhibited for profit)	53
For licences issued under Section 8 of the Private Security Industry Act 2001	54
For obtaining or holding a personal or operating licence under Part 5 or Part 6 of the Gambling Act 2005	55
For obtaining or holding a licence under regulation 5 of the Misuse of Drugs Regulations 2001, article 3(2) of Regulation 2004/273/EC (b) or article 6(1) of Regulations 2005/111/EC(c)	56

STATUTORY INSTRUMENTS

2013 No. 2669

POLICE, ENGLAND AND WALES

**The Police Act 1997 (Criminal Records) (Amendment No. 2)
Regulations 2013**

<i>Made</i>	- - - -	<i>15th October 2013</i>
<i>Laid before Parliament</i>		<i>22nd October 2013</i>
<i>Coming into force</i>	- -	<i>2nd December 2013</i>

The Secretary of State, in exercise of the powers conferred by sections 113B(2)(b), 113BA(1) and 125 of the Police Act 1997(a), makes the following Regulations.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Police Act 1997 (Criminal Records) (Amendment No. 2) Regulations 2013 and shall come into force on 2nd December 2013.

(2) These Regulations extend to England and Wales.

Amendment of the Police Act 1997 (Criminal Records) Regulations 2002

2.—(1) The Police Act 1997 (Criminal Records) Regulations 2002(b) are amended as follows.

(2) In regulation 5A—

(a) for paragraph (a) substitute—

“(a) considering the applicant’s suitability to engage in any activity which is work with children.”;

(b) at the appropriate place insert—

“(ze) assessing the suitability of a person for any office or employment which relates to national security.”;

(c) omit the following paragraphs—

(i) paragraph (g);

(ii) paragraph (ga)(c);

(iii) paragraph (h);

(iv) paragraph (i);

(a) 1997 c. 50. Section 113B(2) was inserted by section 163(2) of the Serious Organised Crime and Police Act 2005 (c. 15) and amended by section 63(1) of, and paragraph 14(1) and (3) of Schedule 9 to, the Safeguarding Vulnerable Groups Act 2006 (c. 47). Section 113BA(1) was inserted by paragraph 14 of Schedule 9 to the Safeguarding Vulnerable Groups Act 2006.

(b) S.I. 2002/233; regulation 5A was inserted by S.I. 2006/748; relevant amending instruments are S.I. 2006/2181, 2007/1892, 2007/3224, 2008/2143, 2009/1882, 2010/577, 2010/817, 2010/1836, 2012/523, 2012/979, 2012/2114, 2012/3016 and 2013/1194.

(c) Paragraph (ga) was inserted by S.I. 2008/2143 and amended by S.I. 2009/1882.

- (v) paragraph (j);
- (vi) paragraph (k);
- (vii) paragraph (p);
- (viii) paragraph (q);
- (ix) paragraph (r);
- (x) paragraph (u);
- (xi) paragraph (za)(a);
- (xii) paragraph (zb)(b);
- (xiii) paragraph (zc)(c).

(3) After regulation 5B(d) insert the provisions set out in the Schedule to these Regulations.

Amendment of the Police Act 1997 (Criminal Records) (No. 2) Regulations 2009

3.—(1) Regulation 5 of the Police Act 1997 (Criminal Records) (No. 2) Regulations 2009(e) is amended as follows.

(2) For paragraph (e) substitute—

“(e) a decision made by an adoption agency within the meaning of section 2 of the Adoption and Children Act 2002(f), or the compiling of a report for an authority making a decision in respect of an application to be a special guardian within the meaning of section 14A of the Children Act 1989(g), as to a person’s suitability to adopt a child or be a special guardian, including obtaining information in respect of any person aged 18 years or over living in the same household as the prospective adopter or special guardian;”.

Home Office
15th October 2013

Taylor of Holbeach
Parliamentary Under-Secretary of State

SCHEDULE

Regulation 2(4)

“Definition of “work with children”

5C. For the purposes of regulation 5A(a) “work with children” means—

- (a) considering the applicant’s suitability to engage in any activity which is a regulated activity relating to children within the meaning of Part 1 of Schedule 4 to the Safeguarding Vulnerable Groups Act 2006(h) as it had effect immediately before the coming into force of section 64 of the Protection of Freedoms Act 2012(i);

(a) Paragraph (za) was inserted by S.I. 2010/817 and amended by S.I. 2012/979.
(b) Paragraph (zb) was inserted by S.I. 2012/523.
(c) Paragraph (zc) was inserted by S.I. 2012/2114.
(d) Regulation 5B was inserted by S.I. 2013/1194.
(e) S.I. 2009/1882. Regulation 5 was substituted by S.I. 2012/2114.
(f) 2002 c. 38.
(g) 1989 c. 41. Section 14A was inserted by section 115 of the Adoption and Children Act 2002 (c. 38) and amended by section 38 of the Children and Young Persons Act 2008 (c. 23).
(h) 2006 c. 47. Part 1 of Schedule 4 was amended by paragraph 41 of Schedule 1 to the Education and Skills Act 2008 (c. 25), paragraph 1 of Schedule 10 to the Protection of Freedoms Act 2012 (c. 9) and S.I. 2009/2610.
(i) 2012 c. 9.

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- (b) considering the applicant's suitability to engage in any activity which is a regulated activity relating to children within the meaning of Part 1 of Schedule 4 to the Safeguarding Vulnerable Groups Act 2006;
- (c) a decision made by an adoption agency within the meaning of section 2 of the Adoption and Children Act 2002(a), or the compiling of a report for the authority making a decision in respect of an application to be a special guardian within the meaning of section 14A of the Children Act 1989(b), as to a person's suitability to adopt a child or be a special guardian, including obtaining information in respect of any person aged 18 years or over living in the same household as the prospective adopter or special guardian;
- (d) registration for child minding or providing day care under Part 2 of the Children and Families (Wales) Measure 2010(c), including assessing the suitability of any person to have regular contact with a child who is—
 - (i) aged 16 or over and living on the premises at which the child minding or day care is being or is to be provided;
 - (ii) aged 16 or over and working, or who will be working, on the premises at which the child minding or day care is being or is to be provided at times when such child minding or day care is being or is to be provided;
- (e) registration under Chapters 2, 3 or 4 of Part 3 of the Childcare Act 2006(d) (regulation of provision of childcare in England), including assessing the suitability of any person to have regular contact with a child who is—
 - (i) aged 16 or over and living on the premises at which the childcare is being or is to be provided;
 - (ii) aged 16 or over and working on the premises at which the childcare is being or is to be provided at times when such childcare is being or is to be provided;
- (f) placing children with foster parents in accordance with any provision of, or made by virtue of, the Children Act 1989(e) or the Children (Northern Ireland) Order 1995(f) or the exercise of any duty under or by virtue of section 67 of that Act or Article 108 of that Order (welfare of privately fostered children), including obtaining information in respect of any person who is—
 - (i) aged 18 or over and living in the same household as a person who is, or who wishes to be approved as, a foster parent within the meaning of section 53(7)(a) or (b) of the Safeguarding Vulnerable Groups Act 2006;
 - (ii) aged 16 or over and living in the same household as a person who fosters, or intends to foster, a child privately within the meaning of section 66(1) of the Children Act 1989 or who is otherwise a private foster parent within the meaning of section 53(7)(c) and (8) of the Safeguarding Vulnerable Groups Act 2006;
- (g) obtaining information in respect of any person who is aged 16 or over and who lives in the same household as an individual who is having or who has had their suitability assessed for the purposes of—
 - (i) engaging in any activity which is regulated activity relating to children within the meaning of Part 1 of Schedule 4 to the Safeguarding Vulnerable Groups

(a) 2002 c. 38.

(b) 1989 c. 41. Section 14A was inserted by section 115 of the Adoption and Children Act 2002 (c. 38) and amended by section 38 of the Children and Young Persons Act 2008 (c. 23).

(c) 2010 c. 01.

(d) 2006 c. 21.

(e) 1989 c. 41. Section 66 was amended by paragraph 14 of Schedule 4 to the Care Standards Act 2000 (c. 14). Section 67 was amended by section 44 of the Children Act 2004 (c. 31).

(f) S.I 1995/755.

Act 2006(a) or as it had effect immediately before the coming into force of section 64 of the Protection of Freedoms Act 2012;

- (ii) working in a further education institution (within the meaning of section 140 of the Education Act 2002(b)) where the normal duties of that work involve regular contact with children; or
- (iii) working in a 16 to 19 Academy (within the meaning of section 1B of the Academies Act 2010(c)) where the normal duties of that work involve regular contact with children

where that individual, and the person who lives in the same household, live on the premises where that activity or work would normally take place;

- (h) considering the applicant's suitability to obtain or hold a taxi driver licence;
- (i) work done infrequently which, if done frequently, would be regulated activity relating to children within the meaning of Part 1 of Schedule 4 to the Safeguarding Vulnerable Groups Act 2006 or as it had effect immediately before the coming into force of section 64 of the Protection of Freedoms Act 2012;
- (j) registration under Part II of the Care Standards Act 2000(d) (establishments and agencies);
- (k) registration under Part IV of the Care Standards Act 2000 (social care workers);
- (l) considering the applicant's suitability for work in a further education institution (within the meaning of section 140 of the Education Act 2002) or a 16 to 19 Academy (within the meaning of section 1B of the Academies Act 2010) where the normal duties of that work involve regular contact with persons aged under 18.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Police Act 1997 (Criminal Records) Regulations 2002 to substitute new prescribed purposes for which an enhanced criminal record certificate may be required in accordance with a statement made by a registered person under section 113B(2)(b) of the Police Act 1997. In particular, the new prescribed purposes include the consideration of a person's suitability to "work with children", which is defined in new regulation 5C, and assessing the suitability of a person for any office or employment which relates to national security.

These Regulations also amend the Police Act 1997 (Criminal Records) (No. 2) Regulations 2009 to substitute a new prescribed purpose for which suitability information in relation to children must be included in an enhanced criminal record certificate.

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(a) 2006 c. 47. Part 1 of Schedule 4 was amended by paragraph 41 of Schedule 1 to the Education and Skills Act 2008 (c. 25), paragraph 1 of Schedule 10 to the Protection of Freedoms Act 2012 (c. 9) and S.I. 2009/2610.
(b) 2002 c. 32. Section 32 was amended by S.I. 2010/1158.
(c) 2010 c. 32. Section 1B was inserted by section 53(7) of the Education Act 2011 (c. 21).
(d) 2000 c. 14.