Flow chart to determine if an individual is in ‘Regulated Activity’:

Is the individual carrying out any of the following activities?

1. Teaching, training, instructing, caring for or supervising children?
2. Providing guidance and advice on well-being for children?
3. Driving a vehicle only for children?

Does the activity happen as often as any of the following:
- once a week or more often?
- 4 or more days in a 30 day period?
- overnight between 2am and 6am?

Is the activity happening in any of the following places?
- Schools?
- Academies?
- Children’s Centres?

Is the individual in a paid role in a specified place i.e. a school?

Is the individual carrying out the activity unsupervised?

REGULATED ACTIVITY

Eligibility for DBS check
A barred list check SHOULD be requested to meet legal duty

NOT ‘REGULATED ACTIVITY’

NO eligibility for barred list check
NO eligibility for DBS check under old definition of Regulated Activity

NOTE: There may still be eligibility for DBS check under ROA eligibility code 06*

Eligibility for DBS check
A barred list check SHOULD be requested to meet legal duty

NOT ‘REGULATED ACTIVITY’

NO eligibility for barred list check

Eligibility for DBS check
NO eligibility for barred list check

* Rehabilitation of Offenders Act eligibility code 06 ‘Any position which otherwise involves regularly caring for, training, supervising or being solely in charge of children’ is still available for sport to use. The word ‘regularly’ in this eligibility code is not linked to the requirements in the definition of ‘Regulated Activity’ – it is open to define by the organisation. It is suggested annually is not enough but an argument could be made for eligibility if an individual does an activity 8 times over the summer period or once a month for example. Appendix B lists all eligibility codes.

** To answer ‘No’ to this question the individual carrying out the activity must be supervised by an individual who is in ‘Regulated Activity’ themselves.