# Warmley Preschool – Safeguarding Children and Promoting Children’s Welfare

## Disqualification Policy

### Definition

Where we become aware of any relevant information which may lead to the disqualification of an employee, we will take appropriate action to ensure the safety of children. In the event of disqualification, that person’s employment with us will be terminated.

### Policy statement

A registered provider or a childcare worker may be disqualified from registration, in accordance with regulations made under section 75 of the Childcare Act 2006.

In the event of the disqualification of a registered provider, the provider must not continue as an early years provider – nor be directly concerned in the management of such provision. Where a person is disqualified the provider must not employ that person in connection with early years provision. Where an employer becomes aware of relevant information that may lead to disqualification of an employee, the provider must take appropriate action to ensure the safety of children.

### Procedures

A registered provider or a childcare worker may also be disqualified because they live in the same household as another person who is disqualified, or because they live in the same household where a disqualified person is employed.

A provider must notify Ofsted of any significant event which is likely to affect the suitability of any person who is in regular contact with children on the premises where childcare is provided. The disqualification of an employee could be an instance of a significant event. If a registered person is disqualified they may, in some circumstances, be able to obtain a ‘waiver’ from Ofsted.

The provider must give Ofsted the following information about themselves or about any person who lives in the same household as the registered provider, or who is employed in the household:

* Details of any order, determination, conviction, or other ground for disqualification from registration under regulations made under section 75 of the Childcare Act 2006;
* The date of the order, determination or conviction, or the date when the other ground for disqualification arose;
* The body or court which made the order, determination or conviction, and the sentence (if any) imposed; and
* A certified copy of the relevant order (in relation to an order or conviction).

The information must be provided to Ofsted as soon as reasonably practicable, but at the latest within 14 days of the date the provider became aware of the information, or ought reasonably to have become aware of it they had made reasonable enquiries.

* The childcare disqualification regulations 2009
* The early years foundation stage (welfare requirements) regulations 2012
* Statutory framework for the early years foundation stage 2013

## Adoption of Policy

This policy was adopted as follows:

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| **Meeting of** |  |
| **Date held** |  |
| **Date for review** |  |

Signed on behalf of the management committee:

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| --- | --- | --- | --- |
| **Name of Signatory** |  | | |
| **Signature** |  | | |
| **Role of Signatory** |  | **Date** |  |