

Appendix 2

Regulated Activity

Any person whose duties are deemed as Regulated Activity must have an Enhanced with Barred list check for either Children or Adults or both. The application process is the same as other checks.

Regulated activity, related to children, includes:

- any activity of a specified nature that involves contact with children or vulnerable adults frequently, intensively and/or overnight. (Such activities include teaching, training, care, supervision, advice, treatment and transportation.)
- any activity allowing contact with children or vulnerable adults that is in a specified place frequently or intensively. (Such places include schools and care homes, but do not include Universities.)
- fostering and childcare.

'Regulated activity relating to children' is when the activity is frequent (once a week or more) or 'intensive' (takes place on four or more days in a 30-day period).

Regulated activity relating to adults does not carry a requirement to do the activities listed below for a certain number of times. If any of the regulated activities are carried out then a barred list check for adults needs to be applied for. There are six categories within the definition of regulated activity with adults. These are:

Health care - provided by any health care professional, or under the direction of supervision of one;

- Personal care - washing and dressing, eating, drinking and toileting;
- Social Work - in connection with Health or Social Services;
- Assistance with household affairs - cash, bills, shopping;
- Assistance with the conduct of affairs - Power of Attorney/deputies appointed under the Mental Capacity Act;
- Conveying an adult - must be for health, personal or social care due to age, illness or disability. This does not include taxi drivers.

Where in the University is there likely to be 'regulated activity'?

The Department for Education (DfE) have advised that regulated activity is likely to take place in relation to HE in the following circumstances:

- some students on placements in workplaces arranged by HEIs will carry out regulated activity
- HEI staff or students may interact with children in carrying out paid or voluntary outreach work with schools
- HEI staff or students may interact with the vulnerable groups through their academic work or research.

- some HEI staff working in health centres / environments or learning support units may work with vulnerable adults

Staff working in student residences will not be covered by regulated activity if care or supervision of students is not an expectation of their role.