

### Eligibility - Trade and Maintenance Workers

Increasing numbers of applications are being submitted to the CRB for tradespersons and maintenance workers. For example, the positions of electrician, plumber, photocopier engineers.

None if these positions are listed in the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975, so if a person is carrying out this role in a general capacity, there is **NO** eligibility for a CRB check.

The Criminal Records Bureau have confirmed with the Department for Education that there is an entitlement in relation to these posts when the work involved is carried out on School premises, but only in limited circumstances, as detailed below.

Organisations faced with the decision on whether they are entitled to undertake a CRB check on this type of role may be inclined to assume that they are entitled in all cases where there is school involvement. However, it should be understood that to meet the current definition of Regulated Activity, and enable an application to be submitted for an Enhanced CRB check including a check of the ISA children's barred list, the work of the tradesperson must meet **ALL** of the following criteria:

- The work has to be carried out at a school **regularly** (once a week or more, or on four days or more in a single month or overnight);
- The work has to take place regularly on the **SAME** school premises. For example, a tradesperson who works in several different schools, but only works in the same school once a fortnight, is not in regulated activity;
- The work has to involve the **opportunity for contact with children** at the school. If the work is done out of hours when no children are on site, or on a part of the site which is separated from areas where children have access, it is not regulated activity.

Where a school uses a trades/maintenance worker who works (i) regularly and (ii) at the same school and (iii) has the opportunity for contact with children, then this would be considered Regulated Activity and a CRB disclosure can be requested.