

# Waiver application form: childminders

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Some people are disqualified from providing, being involved in the management of, or being employed in early years or later years provision. His Majesty's Chief Inspector may consent, in some circumstances, to waive their disqualification using this form.

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Please use this form to:

- provide us with any facts related to your possible disqualification; we will write to you to confirm the reasons for your disqualification
- apply to us for consent to waive disqualification; you may make such an application even though you may not yet know if you are disqualified.

Please choose either or both (if relevant) of the following statements:

I request His Majesty's Chief Inspector to decide if I am disqualified

and/or

I request His Majesty's Chief Inspector to waive my disqualification

## **Please read the following important information before completing this form**

### **Spent convictions and cautions**

In this form, where you are asked to supply information about your own or any associate's convictions and cautions, this means spent and unspent convictions and cautions. You must provide information about an associate's spent and unspent convictions and cautions if:

- you live on the premises where your work with children would normally take place and the associate lives in the same household as you; and/or
- you live on the premises where your work with children would normally take place and the associate regularly works on those premises at the same time when the work with children usually takes place

Further information about spent convictions and cautions can be found in guidance published by the Ministry of Justice at the following link:

[www.gov.uk/government/publications/new-guidance-on-the-rehabilitation-of-offenders-act-1974](http://www.gov.uk/government/publications/new-guidance-on-the-rehabilitation-of-offenders-act-1974)

### **Subject access requests**

You, and any associate, are not required to make a subject access request (SAR) under section 7 of the Data Protection Act 1998 in order to complete the form. For example, you do not need to make a SAR to request information from the Disclosure and Barring Service (DBS). Additionally, in making your application, we do not require you to supply, or produce, all or part of any such record or copy record that you have, or your associate has, obtained in the past using a SAR.

## Personal details

Full name of individual requiring waiver	
Full address (including postcode)	
Telephone number	
Email address	
Date of birth	
Full name and postal address of the childcare provision (if different to your own address)	
Unique reference number (URN) of the childminder	
Position in the provision/job title/age range of children you work with	

## Details of disqualification/potential disqualification

Please answer all the questions below as fully as possible to the best of your knowledge and belief.<sup>1</sup>

1. Have you or any member of your household ever had an application for registration refused (for example as a childminder, childcare provider, or provider or manager of a children's home)?	Yes                      No
2. Have you or any member of your household ever had your registration cancelled?	Yes                      No
3. Have you or any member of your household ever been disqualified from being a private foster carer?	Yes                      No
4. Have you or any member of your household ever been cautioned for an offence against a child that would disqualify you?	Yes                      No  If yes, what was the nature of the offence?

5. Have you or any member of your household ever been included on the list of people barred from working with children?	Yes                      No
6. Have you or any member of your household ever been included on List 99?	Yes                      No

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<sup>1</sup> You can find further details of offences and other matters that may disqualify you in the Department for Education's statutory guidance at: [www.gov.uk/government/publications/disqualification-under-the-childcare-act-2006](http://www.gov.uk/government/publications/disqualification-under-the-childcare-act-2006).

<p>7. Have you or any member of your household ever had a disqualifying order made against you?</p>	<p>Yes                      No</p>
<p>8. Have you ever been convicted by a court or cautioned by the police for something you have done that would disqualify you? The <a href="#">Department for Education's statutory guidance for disqualifications under the Childcare Act 2006</a> provides a list of offences.</p>	<p>Yes                      No</p> <p>If yes, what was the nature of the offence?</p>  <p>Date of conviction (if any):</p>
<p>Sentence (if any)</p>	
<p>Body/court (if applicable)</p>	
<p>9. As far as you are aware, has any member of your household received a conviction or caution that would disqualify them from working with children? The <a href="#">Department for Education's statutory guidance for disqualifications under the Childcare Act 2006</a> provides a list of offences leading to disqualification.</p>	

Sentence (if any)	
Body/court (if applicable)	

If you have answered 'yes' to any of the questions above, please explain the circumstances that you believe led to your disqualification. If you are disqualified 'by association' with a disqualified person, please include their full name and date of birth (continue on an additional sheet of paper if necessary).

Please provide an explanation as to why you think His Majesty's Chief Inspector should consent to waive your disqualification (continue on an additional sheet of paper if necessary).

Before returning the application by email to [disqualification@ofsted.gov.uk](mailto:disqualification@ofsted.gov.uk), make sure that you include the following, if appropriate:

- a copy of any relevant order
- any additional sheets of paper you used.

## **Declaration and consent**

I declare that all the information I have given is true to the best of my knowledge and belief.

I understand that His Majesty's Chief Inspector may refuse my application if I have given false information or withheld relevant details.

I acknowledge that Ofsted may ask me to provide further relevant information and/or interview me. Ofsted may also ask me to obtain a criminal conviction certificate, enhanced or standard criminal record certificate, as appropriate, from the DBS.

I acknowledge that I have been asked to disclose information about my spent convictions by virtue of Article 3 of the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975.

I consent for Ofsted to share my application to waive disqualification and the outcome of that application with my employer.

Signed:

Date:

Print name:





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