

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The School Staffing (England) Regulations 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PROSPECTIVE

SCHEDULE 1

Regulation 2

Revocation Schedule

**Commencement Information**

**I1** Sch. 1 in force at 2.11.2009, see [reg. 1\(1\)](#)

<i>Regulations revoked</i>	<i>References</i>	<i>Extent of revocation</i>
The School Staffing (England) Regulations 2003	<a href="#">S.I. 2003/1963</a>	The whole Regulations
The School Staffing (England) (Amendment) Regulations 2003	<a href="#">S.I. 2003/2725</a>	The whole Regulations
The School Staffing (England) (Amendment) Regulations 2006	<a href="#">S.I. 2006/1067</a>	The whole Regulations
The School Staffing (England) (Amendment) (No.2) Regulations 2006	<a href="#">S.I. 2006/3197</a>	The whole Regulations
The Education (Review of Staffing Structure) (England) Regulations 2005	<a href="#">S.I. 2005/1032</a>	The whole Regulations
The Education (Miscellaneous Amendments relating to Safeguarding Children) (England) Regulations 2009	<a href="#">S.I. 2009/1924</a>	Regulation 8

SCHEDULE 2

Regulations 12(7) and 24(7)

Information to be recorded in the Register

1. The register referred to in regulations 12(7) and 24(7) must contain the following information.

**Commencement Information**

**I2** Sch. 2 para. 1 in force at 2.11.2009, see [reg. 1\(1\)](#)

2. In relation to each member of staff appointed on or after 1st January 2007, whether—
- (a) a check was made to establish the person’s identity;
  - (b) a check was made to establish that the person is not barred from regulated activity relating to children in accordance with section 3(2) of the Safeguarding Vulnerable Groups Act 2006 or subject to any direction made under section 142 of EA 2002 or any prohibition, restriction or order having effect as such a direction;

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- (c) checks were made to establish that the person meets the requirements with respect to qualifications or registration mentioned in regulation 3(3)(a);
- (d) an enhanced criminal record certificate was obtained in respect of the person;
- (e) further checks were made pursuant to regulation 12(4) or 24(4), as the case may be;
- (f) a check was made to establish the person's right to work in the United Kingdom and
- (g) the date on which each such check was completed or the certificate obtained.

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**Commencement Information**

**I3** Sch. 2 para. 2 in force at 2.11.2009, see [reg. 1\(1\)](#)

3. Subject to paragraph 4, in relation to each member of staff in post on 1st April 2007 who was appointed at any time before 1st January 2007—

- (a) whether each check referred to in paragraph 2 was made;
- (b) whether an enhanced criminal record certificate was obtained; and
- (c) the date on which each such check was completed or certificate obtained.

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**Commencement Information**

**I4** Sch. 2 para. 3 in force at 2.11.2009, see [reg. 1\(1\)](#)

4. Paragraph 3 applies, in the case of a member of staff who was appointed at any time before 12th May 2006, only if the work brings the person regularly into contact with children or young persons.

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**Commencement Information**

**I5** Sch. 2 para. 4 in force at 2.11.2009, see [reg. 1\(1\)](#)

5. In relation to any person supplied by an employment business to work at the school—

- (a) whether written notification has been received from the employment business that—
  - (i) it has made checks corresponding to those which paragraph 2(a) to (c), (e) and (f) requires to be recorded in relation to a member of staff of a school; and
  - (ii) it or another employment business has applied for an enhanced criminal record certificate or has obtained such a certificate in response to an application made by that or another employment business; and
- (b) the date on which such notification was received.

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**Commencement Information**

**I6** Sch. 2 para. 5 in force at 2.11.2009, see [reg. 1\(1\)](#)

6. Where written notification has been received from the employment business in accordance with a contract or other arrangements made pursuant to regulation 18(5) that it has obtained an enhanced criminal record certificate which disclosed any matter or information, or that information was provided to it in accordance with section 113B(6) of PA 1997, whether the employment business provided a copy of the certificate to the school.

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**Commencement Information**

**I7** Sch. 2 para. 6 in force at 2.11.2009, see [reg. 1\(1\)](#)

7. It is immaterial for the purposes of paragraphs 2 and 3 whether the check was made or certificate obtained pursuant to a legal obligation.

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**Commencement Information**

**I8** Sch. 2 para. 7 in force at 2.11.2009, see [reg. 1\(1\)](#)

8. The register may be kept in electronic form, provided that the information so recorded is capable of being reproduced in legible form.

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**Commencement Information**

**I9** Sch. 2 para. 8 in force at 2.11.2009, see [reg. 1\(1\)](#)

### Changes to legislation:

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### Changes and effects yet to be applied to :

- Sch. 1 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted.) by [S.I. 2012/3158 reg. 3\(9\)](#)
- Sch. 2 para. 1 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 2 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 3 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 4 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 5 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 6 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 7 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 8 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- Sch. 2 para. 6 words inserted by [S.I. 2015/887 reg. 6\(3\)](#)
- reg. 1 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 2 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 3 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by [S.I. 2012/3158 reg. 3\(9\)](#)
- reg. 3 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 3(1) words inserted by [S.I. 2013/1940 reg. 2\(2\)](#)
- reg. 3(1) words inserted by [S.I. 2014/798 reg. 2\(2\)](#)
- reg. 3(1) words inserted by [S.I. 2015/887 reg. 3\(1\)\(a\)\(ii\)](#)
- reg. 3(1) words inserted by [S.I. 2015/887 reg. 3\(1\)\(b\)](#)
- reg. 3(1) words inserted by [S.I. 2015/887 reg. 3\(1\)\(c\)](#)
- reg. 3(1) words inserted by [S.I. 2015/887 reg. 3\(1\)\(d\)](#)
- reg. 3(1) words omitted by [S.I. 2014/798 reg. 2\(2\)](#)
- reg. 3(1) words substituted by [S.I. 2015/887 reg. 3\(1\)\(a\)\(i\)](#)
- reg. 3(3)(b) word omitted by [S.I. 2015/887 reg. 3\(2\)\(a\)](#)
- reg. 3(3)(c) words inserted by [S.I. 2013/1940 reg. 2\(3\)](#)
- reg. 3(5)(b) words omitted by [S.I. 2015/887 reg. 3\(3\)](#)
- reg. 4 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by [S.I. 2012/3158 reg. 3\(9\)](#)
- reg. 4 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 4(1)(a) words substituted by [S.I. 2012/1740 reg. 2\(2\)](#)
- reg. 5 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 6-9 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by [S.I. 2012/3158 reg. 3\(9\)](#)
- reg. 6 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 7 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 8 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 9 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 10 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 11 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 12-22 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by [S.I. 2012/3158 reg. 3\(9\)](#)
- reg. 12 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 12(3) words substituted by [S.I. 2015/887 reg. 4\(1\)](#)
- reg. 12(6)(b) words inserted by [S.I. 2012/979 Sch. para. 26](#)
- reg. 13 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 13 word substituted by [S.I. 2013/1940 reg. 2\(4\)](#)
- reg. 14 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)
- reg. 15 coming into force by [S.I. 2009/2680 reg. 1\(1\)](#)

- reg. 16 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 17 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 18 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 18(1)(a)(i) words inserted by S.I. 2015/887 reg. 5(1)
- reg. 18(1)(a)(i) words substituted by S.I. 2013/1940 reg. 2(5)
- reg. 18(1)(a)(ii) word omitted by S.I. 2015/887 reg. 5(3)(a)(ii)
- reg. 18(1)(a)(ii) words inserted by S.I. 2015/887 reg. 5(3)(a)(i)
- reg. 18(2) words inserted by S.I. 2015/887 reg. 5(4)(a)
- reg. 18(2) words inserted by S.I. 2015/887 reg. 5(4)(b)
- reg. 18(3)(b) words inserted by S.I. 2012/979 Sch. para. 26
- reg. 18(5)(a) word omitted by S.I. 2015/887 reg. 5(5)(a)
- reg. 19 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 20 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 21 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 22 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 23 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 24 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 24(3) words substituted by S.I. 2015/887 reg. 4(1)
- reg. 24(6)(b) words inserted by S.I. 2012/979 Sch. para. 26
- reg. 25 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 25 word substituted by S.I. 2013/1940 reg. 2(6)
- reg. 26 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 27 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 28 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 29 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 30 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 30(1)(a)(i) words substituted by S.I. 2015/887 reg. 5(2)
- reg. 30(1)(a)(ii) word omitted by S.I. 2015/887 reg. 5(3)(a)(ii)
- reg. 30(1)(a)(ii) words inserted by S.I. 2015/887 reg. 5(3)(a)(i)
- reg. 30(2) words inserted by S.I. 2015/887 reg. 5(4)(a)
- reg. 30(2) words inserted by S.I. 2015/887 reg. 5(4)(b)
- reg. 30(3)(b) words inserted by S.I. 2012/979 Sch. para. 26
- reg. 30(5)(a) word omitted by S.I. 2015/887 reg. 5(5)(a)
- reg. 31 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 32 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 33 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 34 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 35 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 36 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 37 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 38 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 39 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 40 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 41 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by S.I. 2012/3158 reg. 3(9)
- reg. 41 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 42 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 43 applied (with modifications) by SI 2007/2979 Sch. 1 para. 28 (as substituted) by S.I. 2012/3158 reg. 3(9)
- reg. 43 coming into force by S.I. 2009/2680 reg. 1(1)
- reg. 44 coming into force by S.I. 2009/2680 reg. 1(1)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 para. 5(1) Sch. 2 para. 5 renumbered as Sch. 2 para. 5(1) by [S.I. 2015/887 reg. 6\(2\)\(a\)](#)
- Sch. 2 para. 4A inserted by [S.I. 2013/1940 reg. 2\(7\)\(a\)](#)
- Sch. 2 para. 5A inserted by [S.I. 2013/1940 reg. 2\(7\)\(b\)](#)
- Sch. 2 para. 5(1)(a)(iii)(iv) inserted by [S.I. 2015/887 reg. 6\(2\)\(d\)](#)
- Sch. 2 para. 5(2) inserted by [S.I. 2015/887 reg. 6\(2\)\(e\)](#)
- Sch. 2 para. 6A inserted by [S.I. 2015/887 reg. 6\(4\)](#)
- Sch. 2 para. 5(1)(a)(ii) word omitted by [S.I. 2015/887 reg. 6\(2\)\(c\)](#)
- Sch. 2 para. 5(1)(a)(i) words omitted by [S.I. 2015/887 reg. 6\(2\)\(b\)](#)
- Regulations applied (with modifications) by [S.I. 2012/1035 reg. 25](#)Sch. 7
- reg. 3(3)(c)(d) substituted for reg. 3(3)(c) by [S.I. 2015/887 reg. 3\(2\)\(b\)](#)
- reg. 3(6)(7) inserted by [S.I. 2015/887 reg. 3\(4\)](#)
- reg. 4(2)(ba) inserted by [S.I. 2015/883 reg. 5\(2\)\(a\)](#)
- reg. 4(5) inserted by [S.I. 2015/883 reg. 5\(2\)\(b\)](#)
- reg. 8A inserted by [S.I. 2012/1740 reg. 2\(3\)](#)
- reg. 12(3A) inserted by [S.I. 2015/887 reg. 4\(2\)](#)
- reg. 18(1)(a)(iv) inserted by [S.I. 2015/887 reg. 5\(3\)\(b\)](#)
- reg. 18(1)(c) and word inserted by [S.I. 2015/887 reg. 5\(3\)\(c\)](#)
- reg. 18(5)(c) and word inserted by [S.I. 2015/887 reg. 5\(5\)\(b\)](#)
- reg. 24(3A) inserted by [S.I. 2015/887 reg. 4\(2\)](#)
- reg. 30(1)(a)(iv) inserted by [S.I. 2015/887 reg. 5\(3\)\(b\)](#)
- reg. 30(1)(c) and word inserted by [S.I. 2015/887 reg. 5\(3\)\(c\)](#)
- reg. 30(5)(c) and word inserted by [S.I. 2015/887 reg. 5\(5\)\(b\)](#)