
STATUTORY INSTRUMENTS

2013 No. 1394

The Residential Holiday Schemes for Disabled Children (England) Regulations 2013

PART 3

Conduct of Holiday Schemes for Disabled Children

CHAPTER 2

Staffing

Fitness of employees

- 22.**—(1) A person may only be employed if that person is fit to be so.
- (2) For the purposes of paragraph (1), a person is not fit to be employed unless—
- (a) that person is of integrity and good character;
 - (b) that person has the experience, skills and training necessary for the work which is to be performed;
 - (c) that person is mentally and physically fit for the purposes of the work to be performed; and
 - (d) subject to paragraph (3), the information in relation to that person in respect of each of the matters in Schedule 2 is available to the registered person and, on the basis of that information, the registered person is satisfied that there is no reason why that person should not be employed.
- (3) The registered person may permit a person to start working as an employee where—
- (a) the registered person has taken reasonable steps to obtain the information in respect of each of the matters in Schedule 2 in respect of that person, but the enquiries in relation to the matters in paragraphs 3 and 4 of Schedule 2 are incomplete;
 - (b) the information in relation to that person in respect of each of the matters in paragraphs 1 and 2 of Schedule 2 is available to the registered person and, on the basis of that information, the registered person is satisfied that there is no reason why that person should not start working as an employee;
 - (c) the registered person considers that the circumstances are exceptional; and
 - (d) pending receipt of any outstanding information, the registered person ensures that that person is appropriately supervised while that person is carrying out their duties.
- (4) The registered person must take reasonable steps to ensure that any person who—
- (a) is working at premises or a site used by the scheme to provide care and accommodation but who is not an employee; and
 - (b) does not have regular contact with children accommodated by the scheme in the course of carrying out their duties,

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

is appropriately supervised while carrying out those duties.