



PVG Scheme Recruitment CLUB POLICY DOCUMENT

Protection of Vulnerable Groups (Scotland) Act 2007

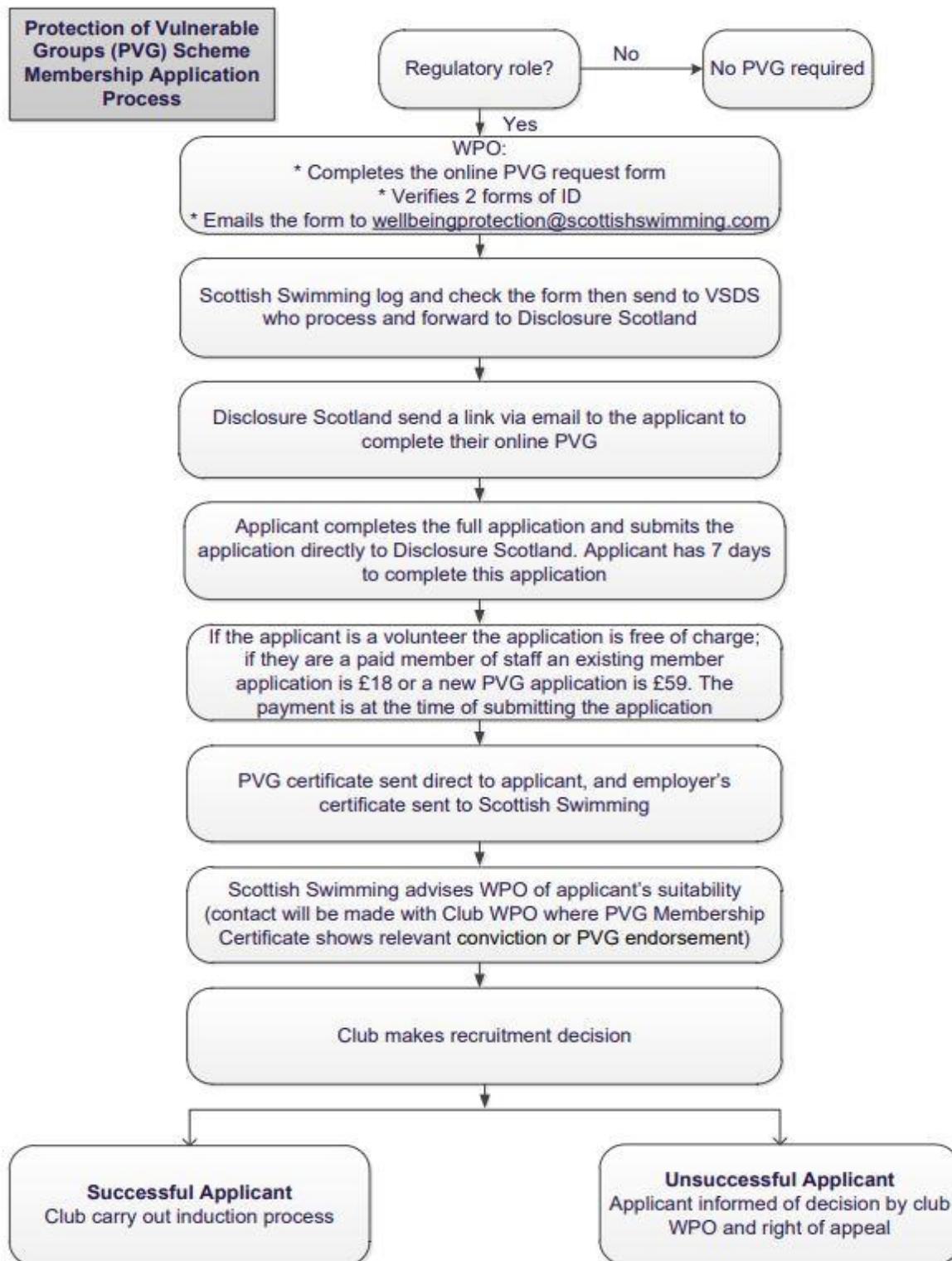
All organisations have a legal responsibility to ensure that any individual who will be in *Regulated Work* with children or protected adults is not listed on the Children's List and/or Adult's List, which bars them from working with children and/or protected adults.

Regulated Work with children in the PVG scheme is defined by the following points:

- It must be work (paid or unpaid)
- It must be with either children/young people (those U18) OR protected adults
- It has to be part of normal duties i.e. the activity is reasonably anticipated and could appear on the persons job description
- The work must include:
 - caring for children/young people/protected adults
 - teaching, instructing, training or supervising children/young people/protected adults - being in sole charge of children/young people/protected adults
 - having unsupervised access to children/young people/protected adults
 - being a host parent
- The activity has to be targeted at children (or protected adults); e.g. where an adult section/team has one or two under 18s in attendance; this is termed 'incidental' and does not constitute regulated work.

For the purposes of UOAPS please note the following positions have been agreed with Volunteer Scotland Disclosure Services (VSDS) as regulatory positions:

- Chaperone
- Coach
- Driver
- Tutor
- Land Trainer
- Lifeguard
- Meet Manager
- Mentor
- Poolside Helper/Assistant
- President/Chair
- Team Manager
- Wellbeing and Protection Officer
- Swimming STOs – Referee, Marshall (when not incidental)



NB: All Individuals completing a PVG application form must also complete a self-declaration form



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Fair Processing Notice – Child protection, safeguarding and wellbeing

The following information applies to Scottish Swimming Professionals, volunteer coaches and other volunteers conducting *Regulated Work* in Scotland, and whom are members of (or applying for membership of) the Protecting Vulnerable Groups (PVG) Scheme.

The Data Protection Act 2018 requires that you are informed about how your personal information will be used. For the purposes of child protection, safeguarding and wellbeing matters in Scotland, if Scottish Swimming or your club receives information of concern; the club may share information about you with the sport's Governing Bodies in Scotland (Scottish Swimming & on occasion British Swimming) and the appointed Scottish Swimming Wellbeing & Protection Officer and where necessary, Wellbeing & Protection Officers for other member clubs.

This may be related to, but not exclusively restricted to, where it has been alerted to circumstances that might affect your status as a member of the PVG scheme for regulated work with children or protected adults or your suitability to carry out the regulated work role for which you have applied/been appointed or already doing.

In the event such sharing is deemed necessary, it will normally only be carried out between the registered Wellbeing & Protection Officers in the Club, Governing Body, and those appointed representatives within the relevant partner organisation.

Protection of Vulnerable Groups (Scotland) Act 2007: Referrals

The Act creates the framework to ensure that people who are known to be unsuitable on the basis of past behaviour do not gain access to children or protected adults through paid or voluntary work and that those who do become unsuitable are detected early and removed from these workforces.

Disclosure and Barring Service or Voluntary Scotland Disclosure Service

[Voluntary Scotland Disclosure Service \(VSDS\)](#) maintains the lists of people barred from working with children or with vulnerable adults in Scotland. The Disclosure and Barring Service (DBS) fulfils this function in England and Wales and in Northern Ireland.

Scottish Swimming and UOAPS have a legal responsibility to make a referral if required

Consideration for Listing & Barring Notice – Action to be taken

If [Disclosure Scotland](#) notifies Scottish Swimming / UOAPS that a member of staff/volunteer is considered for listing that individual will be suspended as a precaution until the outcome of the case is determined. Remember that suspension is not a form of disciplinary action and does not involve pre-judgment. In all cases of suspension, the welfare of children/protected adults will be the paramount concern.

If Disclosure Scotland informs Scottish Swimming / UOAPS that an individual is barred, that member of staff/volunteer will be removed from regulated work with children/protected adults immediately in line with the Protection of Vulnerable Groups (Scotland) Act 2007.