

SCHEDULES

SCHEDULE 9

CHILD MINDING AND DAY CARE FOR YOUNG CHILDREN

Exemption for other establishments

- 4 (1) Section 71(1)(b) does not apply in relation to any child looked after in—
- (a) a registered children’s home;
 - (b) a voluntary home;
 - (c) a community home;
 - (d) a residential care home, nursing home or mental nursing home required to be registered under the Registered Homes Act 1984;
 - (e) a health service hospital;
 - (f) a home provided, equipped and maintained by the Secretary of State; or
 - (g) an establishment which is required to be registered under section 61 of the Social Work (Scotland) Act 1968.
- (2) The exemption provided by sub-paragraph (1) only applies where the child concerned is being looked after in accordance with provision for day care made by—
- (a) the department, authority or other person carrying on the establishment in question as part of the establishment’s activities; or
 - (b) a person employed to work at that establishment and authorised to make that provision as part of the establishment’s activities.
- (3) In this paragraph “a health service hospital” includes a health service hospital within the meaning of the National Health Service (Scotland) Act 1978.