

SCHEDULE 3

Regulation 4

Modifications to these Regulations before 1st September 2008

1. In regulation 1(2)—

(a) for the definition of “free early years provision”, substitute—

““free nursery provision” means nursery education within the meaning of Part 5 of the School Standards and Framework Act 1998⁽¹⁾ which is provided free of charge by any person (other than the governing body of a maintained school) under arrangements pursuant to the duty imposed on a local education authority in England by section 118 of that Act⁽²⁾ (duty of LEA as respects availability of nursery education) made between the authority and that person in consideration of financial assistance provided by the authority under those arrangements;”;

(b) for the definition of “registered person”, substitute—

““registered person” means—

- (a) a person who is registered under Part 10A of the 1989 Act (child minding and day care for children in England and Wales), or
- (b) a person who is registered under Chapter 4 of Part 3 of the 2006 Act (voluntary registration);”.

2. In paragraph 1 of Schedule 1—

(a) for sub-paragraph (f) substitute—

“(f) whether the registered person is registered under Part 10A of the 1989 Act, or under Chapter 4 of Part 3 of the 2006 Act;”;

(b) after sub-paragraph (i) insert—

“(ia) where the registered person is registered under Part 10A of the 1989 Act, whether the registered person is registered to—

- (i) act as a childminder, or
- (ii) provide day care;”;

(c) in sub-paragraph (j), at the beginning insert “where the registered person is registered under Chapter 4 of Part 3 of the 2006 Act;”;

(d) in sub-paragraph (k), after “childminder” insert “under Part 4 of Chapter 3 of the 2006 Act”;

(e) in sub-paragraphs (l) and (m), for “free early years provision” substitute “free nursery provision”;

(f) after sub-paragraph (n) insert—

“(na) information as to any enforcement action taken under Part 10A of the 1989 Act against a person registered under that Part of that Act, including the service of any notice, the imposition of any requirement or condition on the registered person, any suspension of the registration, and any application pursuant to section 79K of the 1989 Act to a justice of the peace (protection of children in an emergency);”;

(g) in sub-paragraph (o), for “registered person’s registration” substitute “registration of a person registered under Chapter 4 of Part 3 of the 2006 Act”.

3. In paragraph 2 of Schedule 1, in sub-paragraphs (f) and (g), for “free early years provision” substitute “free nursery provision”.

(1) 1998 c.31.

(2) Section 118 is amended by paragraph 30 of Schedule 2 to the Childcare Act 2006.

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