

This Statutory Instrument has been made in consequence of a defect in [S.I. 2021/432](#) and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

2022 No. 1133

CHILDREN AND YOUNG PERSONS, ENGLAND

The Early Years Foundation Stage (Welfare Requirements) (England) (Amendment) Regulations 2022

Made - - - - 8th November 2022

Laid before Parliament 10th November 2022

Coming into force - - 1st December 2022

The Secretary of State for Education makes these Regulations in exercise of the powers conferred by sections 39(1)(b), 44(1) and 104(2) of the Childcare Act 2006⁽¹⁾ (“the 2006 Act”).

In accordance with section 43(2) of the 2006 Act, the Secretary of State has consulted His Majesty’s Chief Inspector of Education, Children’s Services and Skills.

Citation and commencement

1. These Regulations—
 - (a) may be cited as the Early Years Foundation Stage (Welfare Requirements) (England) (Amendment) Regulations 2022, and
 - (b) come into force on 1st December 2022.

Extent and application

2. These Regulations—
 - (a) extend to England and Wales, and
 - (b) apply in relation to England.

(1) [2006 c. 21](#). Section 44(1) was amended by paragraphs 38 and 41 of Schedule 12 to the Apprenticeships, Skills, Children and Learning Act 2009 ([c. 22](#)).

Status: This is the original version (as it was originally made).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

Amendment of the Early Years Foundation Stage (Welfare Requirements) Regulations 2012

3. The Early Years Foundation Stage (Welfare Requirements) Regulations 2012⁽²⁾ are amended in accordance with regulation 4.

Amendment to regulation 3 (specification of the welfare requirements)

4. In regulation 3(2A), for “paragraphs 3.16, 3.17, 3.18, 3.52, 3.53, 3.77 and 3.78” substitute “paragraphs 3.16, 3.17, 3.18, 3.53, 3.54, 3.78 and 3.79”.

8th November 2022

Claire Coutinho
Parliamentary Under Secretary of State
Department for Education

(2) [S.I. 2012/938](#), amended by [S.I. 2017/361](#) and [2021/432](#); other amending instruments are not relevant.

EXPLANATORY NOTE

(This note is not part of these Regulations)

These Regulations amend the Early Years Foundation Stage (Welfare Requirements) Regulations 2012 (S.I. 2012/938) (“the principal Regulations”) to correct a defect.

These Regulations are being issued free of charge to all known recipients of the Early Years Foundation Stage (Miscellaneous Amendments) and Childcare Fees (Amendment) Regulations 2021 (S.I. 2021/432) (“the amendment Regulations”).

The amendment made by regulation 4 is consequential to an earlier amendment to the principal Regulations which came into force on 1st September 2021 by regulation 4 of the amendment Regulations (which incorporated a document in the principal Regulations by reference).

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary, or public sector is foreseen.

An Explanatory Memorandum is published alongside this instrument at www.legislation.gov.uk.