



# Education Act 2002

## 2002 CHAPTER 32

### PART 9

#### CHILDCARE AND NURSERY EDUCATION

##### *Childcare*

#### **149 Duties of LEA in respect of childcare**

- (1) After section 118 of the School Standards and Framework Act 1998 (c. 31) there is inserted—

**“118A Duties of LEA in respect of childcare**

- (1) A local education authority shall review annually the sufficiency of childcare provision for their area.
  - (2) In carrying out a review for the purposes of subsection (1), a local education authority—
    - (a) may have regard to any facilities which they expect to be available outside their area for providing childcare; and
    - (b) shall have regard to any guidance given from time to time by the Secretary of State.
  - (3) A local education authority shall also establish and maintain a service providing information to the public relating to the provision of childcare and related services in their area.
  - (4) In relation to the function, form and content of a service established and maintained under subsection (3), a local education authority shall have regard to any guidance given from time to time by the Secretary of State.”
- (2) Section 19(1) and (2) of the Children Act 1989 (c. 41) (duty of local authorities in England and Wales to conduct periodic reviews of child care) shall cease to have effect.