



Childcare Act 2006

2006 CHAPTER 21

PART 3

REGULATION OF PROVISION OF CHILDCARE IN ENGLAND

CHAPTER 5

COMMON PROVISIONS

Interpretation

96 Meaning of early years and later years provision etc.

- (1) This section applies for the purposes of this Part.
- (2) “Early years provision” means the provision of childcare for a young child.
- (3) “Early years provider” means a person who provides early years provision.
- (4) Subject to subsection (5), “early years childminding” means early years provision on domestic premises for reward (and “early years childminder” is to be read accordingly).
- (5) Early years provision on domestic premises for reward is not early years childminding if at any time the number of persons providing the early years provision on the premises or assisting with the provision exceeds three.
- (6) “Later years provision”, in relation to a child, means the provision of childcare at any time during the period—
 - (a) beginning with the 1st September next following the date on which he attains the age of five, and
 - (b) ending with such day as may be prescribed.
- (7) “Later years provider” means a person who provides later years provision.

Status: Point in time view as at 20/12/2006. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Childcare Act 2006, Cross Heading: Interpretation is up to date with all changes known to be in force on or before 26 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (8) Subject to subsection (9), “later years childminding” means later years provision on domestic premises for reward (and “later years childminder” is to be read accordingly).
- (9) Later years provision on domestic premises for reward is not later years childminding if at any time the number of persons providing the later years provision on the premises or assisting with the provision exceeds three.

Commencement Information

II S. 96 in force at 20.12.2006 for specified purposes by [S.I. 2006/3360](#), [art. 2\(d\)](#)

VALID FROM 06/04/2007

97 Employees not to be regarded as providing childcare

- (1) This section applies for the purposes of this Part.
- (2) Where an individual (“the employee”) is employed to care for a child by a person who provides early years provision or later years provision for the child, the employee is not to be regarded as providing early years provision or (as the case may be) later years provision by virtue of anything done by him in the course of that employment.

Commencement Information

I2 [S. 97](#) in force at 6.4.2007 by [S.I. 2007/1019](#), [art. 4](#)

98 Interpretation of Part 3

- (1) In this Part—
- “the Chief Inspector” means Her Majesty's Chief Inspector of Schools in England;
 - “childcare” has the meaning given by section 18;
 - “domestic premises” means premises which are used wholly or mainly as a private dwelling;
 - “early years provision” has the meaning given by section 96(2);
 - “early years provider” has the meaning given by section 96(3);
 - “early years childminding” and “early years childminder” have the meanings given by section 96(4);
 - “later years provision” has the meaning given by section 96(6);
 - “later years provider” has the meaning given by section 96(7);
 - “later years childminding” and “later years childminder” have the meanings given by section 96(8);
 - “premises” includes any area and any vehicle;
 - “prescribed” means prescribed by regulations;
 - “proprietor”, in relation to a school, has the same meaning as in the Education Act 1996 (c. 56);
 - “regulations” means regulations made by the Secretary of State;

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“the Tribunal” has the meaning given by section 69(11);
“young child” has the meaning given by section 19.

- (2) For the purposes of section 7 of the Interpretation Act 1978 (c. 30) (references to service by post), a notice or order which may by virtue of any provision of this Part be sent by post to an applicant for registration or to a registered person is to be treated as properly addressed if it is addressed to him at the address notified by him to the Chief Inspector as the address to which correspondence to him should be sent.

Commencement Information

I3 S. 98 in force at 20.12.2006 by [S.I. 2006/3360](#), [art. 2\(e\)](#)

Status:

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