



# Childcare Act 2006

## 2006 CHAPTER 21

### PART 3

#### REGULATION OF PROVISION OF CHILDCARE IN ENGLAND

### CHAPTER 2

#### REGULATION OF EARLY YEARS PROVISION

#### *Requirements to be met by early years providers*

#### **40 Duty to implement Early Years Foundation Stage**

- (1) This section applies to—
  - (a) early years providers providing early years provision in respect of which they are registered under this Chapter, and
  - (b) early years providers providing early years provision in respect of which, but for section 34(2) (exemption for provision for children aged 3 or over at certain schools), they would be required to be registered under this Chapter.
- (2) An early years provider to whom this section applies—
  - (a) must secure that the early years provision meets the learning and development requirements, and
  - (b) must comply with the welfare requirements.