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STATUTORY INSTRUMENTS

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**2009 No. 1547**

**The Childcare (Disqualification) Regulations 2009**

**Waivers**

**10.**—(1) Subject to paragraph (4), where a person (“P”) would be disqualified from registration by virtue of regulation 4, 5, 7(1) and 7(3) or 9 but has disclosed to the Chief Inspector the facts which would otherwise cause P to be disqualified, the Chief Inspector may give consent to waive the disqualification for any or all of the following purposes—

- (a) voluntary registration under Chapter 4 of Part 3 of the Act;
- (b) the provision of early years or later years provision to which section 76 of the Act applies;
- (c) direct concern in the management of early years or later years provision to which section 76 of the Act applies;
- (d) employment in connection with the provision of early years or later years provision to which section 76 of the Act applies.

(2) When the Chief Inspector gives consent under paragraph (1), P shall not, in respect of the facts so disclosed, be regarded as disqualified from registration for the purposes specified in the Chief Inspector’s consent.

(3) Any consent given by the Chief Inspector under paragraph (1) shall be in writing and shall specify the extent to which the disqualification from registration is waived.

(4) In relation to a person who would be disqualified from registration by virtue of regulation 4(4), this regulation shall not apply where a court has made an order under section 28(4), 29(4) or 29A(2) of the 2000 Act.