
STATUTORY INSTRUMENTS

2017 No. 1160

**The Childcare (Early Years Provision Free of Charge)
(Extended Entitlement) (Amendment) Regulations 2017**

PROSPECTIVE

Amendment to the Childcare (Early Years Provision Free of Charge) (Extended Entitlement) Regulations 2016

3.—(1) The Childcare (Early Years Provision Free of Charge) (Extended Entitlement) Regulations 2016⁽¹⁾ are amended as follows.

(2) In regulation 5 (the requirement to be in qualifying paid work)—

- (a) in paragraph (1) after “if” insert “the person holds a national insurance number and”;
- (b) after paragraph (1) insert—

“(1A) The requirement in paragraph (1) to hold a national insurance number does not apply to a person who is resident and in paid work in another EEA state.”, and

- (c) in paragraph (2), for “14” substitute “31”.

(3) In paragraph (4) of regulation 8 (qualifying paid work: time off in connection with sickness or parenting) for “14”, in both places it occurs, substitute “31”.

(4) In regulation 15 (period of time for which the first declaration has effect)—

- (a) after paragraph (7) insert—

“(7A) Where a person (“A”) who has already made a declaration in respect of a child becomes the partner of a person who holds a childcare account under section 17(3) of the Childcare Payments Act 2014⁽²⁾, the Commissioners may vary the length of a declaration period in respect of that child for the purposes of aligning the start of the declaration period in respect of that child with the start of the next entitlement period of A’s partner under regulation 4 of the Childcare Payments Regulations 2015⁽³⁾.”;

- (b) in paragraph (8) for “(7)” substitute “(7A)”; and
- (c) in paragraph (9) for “(7)” substitute “(7A)”.

Commencement Information

II Reg. 3 in force at 1.1.2018, see [reg. 2](#)

(1) [S.I. 2016/1257](#).
(2) [2014 c.28](#).
(3) [S.I. 2015/522](#).

Status:

This version of this provision is prospective.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Childcare (Early Years Provision Free of Charge) (Extended Entitlement) (Amendment) Regulations 2017. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations revoked by [S.I. 2022/1134 Sch. para. 9](#)
- reg. 3 coming into force by [S.I. 2017/1160 reg. 2](#)