



# Children and Families (Wales) Measure 2010

## 2010 nawm 1

### PART 2

#### CHILD MINDING AND DAY CARE FOR CHILDREN

##### *Miscellaneous*

#### **52 Functions of local authorities**

Regulations may require a local authority to secure the provision—

- (a) of information or advice about child minding and day care;
- (b) of training about the provision of child minding and day care.

#### **53 Fees**

- (1) Regulations may require persons registered under this Part to pay to the Welsh Ministers at or by prescribed times fees of the prescribed amounts in respect of the discharge by the Welsh Ministers of their functions under this Part.
- (2) Regulations under subsection (1) may prescribe circumstances in which—
  - (a) the amount of a fee payable under the regulations may be varied in accordance with the regulations;
  - (b) a fee payable under the regulations may be waived.

#### **54 Co-operation between authorities**

- (1) If it appears to the Welsh Ministers that any local authority could, by taking any specified action, help in the exercise of any of their functions under this Part, they may request the help of the authority, specifying the action in question.

- (2) An authority whose help is requested must comply with the request if it is compatible with its own statutory and other duties and does not unduly prejudice the discharge of any of its functions.

## **55 Notices**

- (1) This section applies in relation to notices required or authorised to be given to any person by any of the following—
- (a) section 33;
  - (b) section 36.
- (2) The notice may be given to the person in question—
- (a) by delivering it to the person,
  - (b) by sending it by post to the person's last known address, or
  - (c) subject to subsection (3), by transmitting it electronically.
- (3) If the notice is transmitted electronically, it is to be treated as given only if the requirements of subsection (4) or (5) are met.
- (4) If the person required or authorised to give the notice is the Welsh Ministers—
- (a) the person to whom the notice is required or authorised to be given must have indicated to the Welsh Ministers that person's willingness to receive notices transmitted by electronic means and provided an address suitable for that purpose, and
  - (b) the notice must be sent to the address provided by that person.
- (5) If the person required or authorised to give the notice is not the Welsh Ministers, the notice must be transmitted in such manner as the Welsh Ministers may require.
- (6) An indication of willingness to receive notices transmitted by electronic means, given for the purposes of subsection (4), may be given generally for the purposes of notices required or authorised to be given by the Welsh Ministers under this Part or may be limited to notices of a particular description.
- (7) In relation to the taking of a step mentioned in paragraph (b) or (c) of section 36(1), notification authorised to be given to the Welsh Ministers under subsection (5) or (7) of that section may be given orally to a person authorised by the Welsh Ministers to receive such notification (as well as by any of the methods mentioned in subsection (2)).

## **56 Death of registered person**

- (1) Regulations may—
- (a) provide for the provisions of this Part to apply with prescribed modifications in cases where a person who was the only person registered in respect of a day care business has died;
  - (b) require the personal representatives of a deceased person who was registered in respect of child minding or day care to notify the Welsh Ministers of the death.
- (2) Regulations under subsection (1)(a) may in particular—

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*Status: This is the original version (as it was originally enacted).*

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- (a) provide for the day care business to be carried on for a prescribed period by a person who is not registered in respect of it; and
- (b) include provision for the prescribed period to be extended by such further period as the Welsh Ministers may allow.