
STATUTORY INSTRUMENTS

1995 No. 755

The Children (Northern Ireland) Order 1995

PART XI

CHILD MINDING AND DAY CARE FOR YOUNG CHILDREN

Disqualified persons

122.—(1) A person shall not be registered under Article 118 if—

- (a) he is disqualified by regulations made by the Department for the purposes of this Article; and
- (b) he has not disclosed that fact to the authority and obtained its written consent.

(2) The regulations may, in particular, provide for a person to be disqualified where—

- (a) an order of a prescribed kind has been made at any time with respect to him;
- (b) an order of a prescribed kind has been made at any time with respect to any child who has been in his care;
- (c) a requirement of a prescribed kind has been imposed at any time with respect to such a child under any statutory provision;
- (d) he has at any time been refused registration under this Part or any other prescribed statutory provision or had any such registration cancelled;
- (e) he has been convicted of any offence of a prescribed kind, or has been placed on probation or discharged absolutely or conditionally for any such offence;
- (f) he has at any time been disqualified from fostering a child privately;
- (g) a prohibition has been imposed on him at any time under Article 110 or any other prescribed statutory provision; or
- (h) his rights and powers with respect to a child have at any time been vested in a prescribed body under a prescribed statutory provision.

(3) A person who lives—

- (a) in the same household as a person who is himself disqualified by the regulations; or
- (b) in a household at which any such person is employed,

shall be disqualified unless he has disclosed the fact to the authority and obtained its written consent.

(4) A person who is disqualified shall not provide day care, or be concerned in the management of, or have any financial interest in, any provision of day care unless he has—

- (a) disclosed the fact to the authority; and
- (b) obtained its written consent.

(5) No person shall employ, in connection with the provision of day care, a person who is disqualified, unless he has—

- (a) disclosed to the authority the fact that that person is so disqualified; and

(b) obtained its written consent.

(6) In this Article “statutory provision” includes any statutory provision having effect at any time in any part of the United Kingdom.