
*Changes to legislation: There are currently no known outstanding effects
for the Education Act 2005, Paragraph 9. (See end of Document for details)*

SCHEDULES

SCHEDULE 7

INSPECTION OF CHILD MINDING, DAY CARE AND NURSERY EDUCATION

PART 2

NURSERY EDUCATION: AMENDMENTS OF SCHOOL STANDARDS AND FRAMEWORK ACT 1998

- 9 (1) Paragraph 1 is amended as follows.
- (2) In sub-paragraph (1)—
- (a) before paragraph (a) insert—
- “(za) nursery education provided in a maintained school or a maintained nursery school;”
- (b) in paragraph (a), after “nursery education” insert “ not falling within paragraph (za) ”;
- (c) for paragraph (b) substitute—
- “(b) nursery education which is provided by any other person under arrangements made with that person by a [^{F1}local authority] in pursuance of the duty imposed on the authority by section 118 and in consideration of financial assistance provided by the authority under the arrangements.”
- (3) In sub-paragraph (2), for the words from “to whom” onwards substitute “ with whom a [^{F1}local authority] are considering making arrangements in pursuance of the duty imposed on the authority by section 118 for the provision of nursery education in consideration of financial assistance provided by the authority under the arrangements ”.
- (4) For sub-paragraph (3) substitute—
- “(3) Where—
- (a) any education is for the time being provided at any premises for children who have not attained the age prescribed for the purposes of section 118(1)(b) (“the prescribed age”), and
- (b) that education is provided by a person—
- (i) who proposes to provide nursery education at those premises for children who have attained the prescribed age, and
- (ii) with whom a [^{F1}local authority] are considering making arrangements of the kind mentioned in sub-paragraph (2),
- the education is to be treated for the purposes of this Schedule as nursery education under consideration for funding even though it is provided for children who have not attained the prescribed age.”

*Changes to legislation: There are currently no known outstanding effects
for the Education Act 2005, Paragraph 9. (See end of Document for details)*

.....

Textual Amendments

- F1** Words in Act substituted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), **Sch. 2 para. 13(2)**
-

Commencement Information

- I1** Sch. 7 para. 9 partly in force; Sch. 7 para. 9 not in force at Royal Assent see s. 125; Sch. 7 para. 9 in force for W. at 1.9.2006 by [S.I. 2006/1338](#), **art. 3**, [Sch. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the Education Act 2005, Paragraph 9.