



Childcare Act 2006

2006 CHAPTER 21

PART 4

MISCELLANEOUS AND GENERAL

Provision of information about children

99 Provision of information about young children: England

- (1) Regulations may make provision, in relation to England, requiring—
- (a) a person registered as an early years provider under Chapter 2 of Part 3,
 - [^{F1}(aa) a person registered as an early years childminder agency under Chapter 2A of Part 3,]^{F2}...
 - (b) a person who provides early years provision in respect of which, but for section 34(2) (exemption for provision for children aged [^{F3}2] or over at certain schools), he would be required to be registered under that Chapter,^{F4} and
 - (c) any other person who provides early years provision for the purposes of section 1(1) of the Childcare Act 2016 (Secretary of State's duty to secure 30 hours free childcare available for working parents),]
- to provide to the relevant person such individual child information as may be prescribed.
- (2) In subsection (1), “the relevant person” means one or more of the following—
- (a) the Secretary of State, and
 - (b) any prescribed person.
- (3) Where any person within paragraph (b) of subsection (2) receives information by virtue of subsection (1), the Secretary of State may require that person to provide any such information—
- (a) to the Secretary of State, or
 - (b) to any prescribed person.

Changes to legislation: Childcare Act 2006, Section 99 is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (4) The Secretary of State may provide any individual child information—
- (a) to any information collator,
 - (b) to any prescribed person, or
 - (c) to any person falling within a prescribed category.
- (5) Any information collator—
- (a) may provide any individual child information—
 - (i) to the Secretary of State, or
 - (ii) to any other information collator, and
 - (b) may at such times as the Secretary of State may determine or in prescribed circumstances provide such individual child information as may be prescribed—
 - (i) to any prescribed person, or
 - (ii) to any person falling within a prescribed category.
- (6) Any person holding any individual child information (other than the Secretary of State or an information collator) may provide that information to—
- (a) the Secretary of State,
 - (b) any information collator, or
 - (c) any prescribed person.
- (7) No information received under or by virtue of this section shall be published in any form which includes the name of the child or children to whom it relates.
- (8) Regulations under this section may provide that, in such circumstances as may be prescribed, the provision of information to a person other than the Secretary of State is to be treated, for the purposes of any provision of such regulations or this section, as compliance with any requirement imposed by or by virtue of any such provision and relating to the provision of information to the Secretary of State.
- (9) In this section—
- “early years provision” has the meaning given by section 20;
- “individual child information” means information relating to and identifying individual children for whom early years provision is being or has been provided by a person mentioned in subsection (1)(a) or (b), whether obtained under subsection (1) or otherwise;
- “information collator” means any body which, for the purposes of or in connection with the functions of the Secretary of State relating to early years provision, is responsible for collating or checking information relating to children for whom such provision is made;
- F5
...
F5
...

Textual Amendments

- F1** S. 99(1)(aa) inserted (1.4.2014 for specified purposes, 1.9.2014 in so far as not already in force) by [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), [Sch. 4 para. 63](#); S.I. 2014/889, arts. 3(m), 7(e)
- F2** Word in s. 99(1)(aa) omitted (3.11.2016) by virtue of [Childcare Act 2016 \(c. 5\)](#), [ss. 3\(1\)](#), 7(2); S.I. 2016/1055, [reg. 2\(c\)](#)
- F3** Figure in s. 99(1)(b) substituted (26.5.2015) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\)](#), [ss. 75\(4\)](#), 164(3)(e)

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- F4** S. 99(1)(c) and word inserted (3.11.2016) by [Childcare Act 2016 \(c. 5\)](#), **ss. 3(1)**, 7(2); [S.I. 2016/1055](#), reg. 2(c)
- F5** Words in s. 99(9) repealed (31.3.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(3)(b)(c), Sch. 1 para. 109, **Sch. 2 Pt. 3** (with art. 2(3))

Commencement Information

- I1** S. 99 in force at 20.12.2006 for specified purposes by [S.I. 2006/3360](#), **art. 2(d)**
- I2** S. 99 in force at 30.3.2007 in so far as not already in force by [S.I. 2007/1019](#), **art. 2**

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 32(6) inserted by [2023 c. 55 Sch. 23 para. 2](#)
- s. 36(1)(a)(b) substituted for words by [2023 c. 55 Sch. 23 para. 6\(2\)](#)
- s. 36(5)(ac)(ad) inserted by [2023 c. 55 Sch. 23 para. 6\(5\)](#)
- s. 37(2A) inserted by [2023 c. 55 Sch. 23 para. 7\(4\)](#)
- s. 37A(1A) inserted by [2023 c. 55 Sch. 23 para. 8\(3\)](#)
- s. 45A(4C) inserted by [2016 c. 5 s. 3\(2\)\(a\)](#)
- s. 47ZA(3)(a) substituted by [2016 c. 5 s. 3\(2\)\(b\)](#)
- s. 54(1)(a) words substituted by [2023 c. 55 Sch. 23 para. 11\(3\)\(a\)](#)
- s. 54(1)(b) words inserted by [2023 c. 55 Sch. 23 para. 11\(3\)\(b\)](#)
- s. 55(1)(a)(b) substituted for words by [2023 c. 55 Sch. 23 para. 12\(2\)](#)
- s. 55(5)(ac)(ad) inserted by [2023 c. 55 Sch. 23 para. 12\(5\)](#)
- s. 56(2A) inserted by [2023 c. 55 Sch. 23 para. 13\(4\)](#)
- s. 56A(1A) inserted by [2023 c. 55 Sch. 23 para. 14\(3\)](#)
- s. 57(1)(a)(i)(ii) substituted for words by [2023 c. 55 Sch. 23 para. 15\(b\)](#)
- s. 57A(2)(a)(i)(ii) substituted for words by [2023 c. 55 Sch. 23 para. 16\(3\)](#)
- s. 63(A1)(1) substituted for s. 63(1) by [2023 c. 55 Sch. 23 para. 18](#)
- s. 64(2A) inserted by [2023 c. 55 Sch. 23 para. 19\(4\)](#)
- s. 68(3)(a)(b) substituted for words by [2023 c. 55 Sch. 23 para. 22\(2\)](#)
- s. 68(4)(a)(b) substituted for words by [2023 c. 55 Sch. 23 para. 22\(3\)](#)
- s. 68(5)(a)(b) substituted for words by [2023 c. 55 Sch. 23 para. 22\(4\)](#)
- s. 98(1B) inserted by [2023 c. 55 Sch. 23 para. 24\(3\)](#)
- s. 113A(1) repealed by [2012 c. 5 Sch. 14 Pt. 1](#)
- s. 113A(3) words repealed by [2012 c. 5 Sch. 14 Pt. 1](#)