

Changes to legislation: There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Cross Heading: Childcare Act 2006. (See end of Document for details)

SCHEDULES

SCHEDULE 2

REGISTRATION OF CHILDCARE: PREMISES

Childcare Act 2006

1 The Childcare Act 2006 is amended in accordance with paragraphs 2 to 19.

Commencement Information

I1 Sch. 2 para. 1 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

2 In section 34 (requirement to register: other early years providers)—
(a) in subsection (1), omit “in respect of the premises”;
(b) in subsection (1A)(a) and (b), omit “in respect of the premises”.

Commencement Information

I2 Sch. 2 para. 2 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

3 In section 36 (applications for registration: other early years providers)—
(a) in subsection (1), omit “on any premises” and “in respect of the premises”;
(b) in subsection (1A), omit “on any premises”;
(c) in subsection (1A)(a) and (b), omit “in respect of the premises”.

Commencement Information

I3 Sch. 2 para. 3 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

4 In section 37 (entry on the register and certificates), in subsection (2)(a) omit “, in respect of the premises in question”.

Commencement Information

I4 Sch. 2 para. 4 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

5 In section 37A (early years childminder agencies: registers and certificates), in subsection (2)(a) omit “, in respect of the premises in question”.

Commencement Information

I5 Sch. 2 para. 5 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

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- 6 In section 53 (requirement to register: other later years providers)—
- (a) in subsection (1), omit “in respect of the premises”;
 - (b) in subsection (1A), in paragraphs (a) and (b) omit “in respect of the premises”.

Commencement Information

I6 Sch. 2 para. 6 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 7 In section 55 (applications for registration: other later years providers)—
- (a) in subsection (1), omit “on any premises” and “in respect of the premises”;
 - (b) in subsection (1A), omit “on any premises”;
 - (c) in subsection (1A)(a) and (b), omit “in respect of the premises”.

Commencement Information

I7 Sch. 2 para. 7 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 8 In section 56 (entry on the register and certificates), in subsection (2)(a) omit “, in respect of the premises in question”.

Commencement Information

I8 Sch. 2 para. 8 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 9 In section 56A (later years childminder agencies: registers and certificates), in subsection (2)(a) omit “, in respect of the premises in question”.

Commencement Information

I9 Sch. 2 para. 9 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 10 In section 57 (special procedure for providers registered in the early years register), in subsection (2) omit “in respect of particular premises”, “on the same premises” and “, in respect of the premises”.

Commencement Information

I10 Sch. 2 para. 10 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 11 In section 57A (special procedure for providers registered with early years childminder agencies)—
- (a) in subsection (3), omit “in respect of particular premises”;
 - (b) in subsection (4), omit “on the same premises” and “, in respect of the premises”.

Commencement Information

I11 Sch. 2 para. 11 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

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- 12 In section 63 (applications for registration on the general register: other childcare providers), in subsection (1), omit “in respect of the premises”.

Commencement Information

I12 Sch. 2 para. 12 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 13 In section 64 (entry on the register and certificates), in subsection (2), omit “, in respect of the premises in question”.

Commencement Information

I13 Sch. 2 para. 13 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 14 In section 65 (special procedure for persons already registered in a childcare register), in subsection (2) omit “in respect of particular premises”, “in respect of the same premises” and “, in respect of the premises”.

Commencement Information

I14 Sch. 2 para. 14 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 15 In section 65A (procedure for persons already registered with a childminder agency)—
- (a) in subsection (3), omit “in respect of particular premises” and “the provision on the same premises of”;
 - (b) in subsection (4), omit “, in respect of the premises”.

Commencement Information

I15 Sch. 2 para. 15 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

- 16 In section 69 (suspension of registration in a childcare register: early years and later years providers)—
- (a) after subsection (1) insert—

“(1A) Regulations under subsection (1) may in particular provide that registration may be suspended generally or only in relation to particular premises.”;
 - (b) in subsection (3), for the words after “childminder” substitute “—
 - (a) may not provide early years childminding at any time when his registration under that Chapter is suspended generally in accordance with regulations under this section;
 - (b) may not provide early years childminding on particular premises at any time when his registration under that Chapter is suspended in relation to those premises in accordance with regulations under this section.”;
 - (c) in subsection (4), for the words after “childminder” substitute “—

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- (a) may not provide later years childminding at any time when his registration under that Chapter is suspended generally in accordance with regulations under this section;
- (b) may not provide later years childminding on particular premises at any time when his registration under that Chapter is suspended in relation to those premises in accordance with regulations under this section.”;
- (d) in subsection (6), for the words after “childminder” substitute “—
 - (a) may not provide early years provision at any time when his registration under that Chapter is suspended generally in accordance with regulations under this section;
 - (b) may not provide early years provision on particular premises at any time when his registration under that Chapter is suspended in relation to those premises in accordance with regulations under this section.”;
- (e) in subsection (7), for the words after “childminder” substitute “—
 - (a) may not provide later years provision, for a child who has not attained the age of 8, at any time when his registration under that Chapter is suspended generally in accordance with regulations under this section;
 - (b) may not provide later years provision, for a child who has not attained the age of 8, on particular premises at any time when his registration under that Chapter is suspended in relation to those premises in accordance with regulations under this section.”

Commencement Information

I16 Sch. 2 para. 16(a) in force at 15.6.2015 by [S.I. 2015/1329](#), [reg. 4](#)

I17 Sch. 2 para. 16(b)(e) in force at 1.1.2016 by [S.I. 2015/1329](#), [reg. 6\(b\)](#)

17 After section 85 (offence of making false or misleading statement) insert—

“85A Offence of providing provision other than on approved premises

The Secretary of State may by regulations provide—

- (a) that a person who without reasonable excuse fails to comply with a prescribed requirement falling within section 35(5)(b), 36(5)(b), 54(5)(b) or 55(5)(b) (premises) is guilty of an offence, and
- (b) that a person guilty of the offence is liable on summary conviction to a fine.”

Commencement Information

I18 Sch. 2 para. 17 in force at 15.6.2015 by [S.I. 2015/1329](#), [reg. 4](#)

18 Omit section 94 (power to amend Part 3: applications in respect of multiple premises).

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I19 Sch. 2 para. 18 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

19 Omit section 105(3)(c) (procedure for an order under section 94) and the “or” immediately preceding it.

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I20 Sch. 2 para. 19 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(b)

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