



# Small Business, Enterprise and Employment Act 2015

## 2015 CHAPTER 26

### PART 5

#### CHILDCARE AND SCHOOLS

#### **76 Childminding other than on domestic premises**

- (1) Section 96 of the Childcare Act 2006 (meaning of early years and later years provision etc.) is amended in accordance with subsections (2) to (5).
- (2) In subsection (4) (definition of “early years childminding”)—
  - (a) omit “on domestic premises”, and
  - (b) after “reward” insert “, where at least half of the provision is on domestic premises”.
- (3) In subsection (5) (exception to subsection (4))—
  - (a) for “on domestic premises for reward” substitute “ which would otherwise fall within subsection (4) ”, and
  - (b) omit “on the premises”.
- (4) In subsection (8) (definition of “later years childminding”)—
  - (a) omit “on domestic premises”, and
  - (b) after “reward” insert “, where at least half of the provision is on domestic premises”.
- (5) In subsection (9) (exception to subsection (8))—
  - (a) for “on domestic premises for reward” substitute “ which would otherwise fall within subsection (8) ”, and
  - (b) omit “on the premises”.
- (6) In section 34 of that Act (requirement to register: other early years providers)—
  - (a) after subsection (1) insert—

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**Changes to legislation:** There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Section 76. (See end of Document for details)

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“(1ZA) Subsection (1) does not apply in relation to early years provision—

- (a) if it is early years childminding in respect of which the person providing it is required to be registered under section 33(1), or
- (b) if it would be early years childminding but for section 96(5) and in respect of which the person providing it is required to be registered under subsection (1A).”, and

(b) in subsection (1A) omit “on domestic premises”.

(7) In section 53 of that Act (requirement to register: other later years providers)—

(a) after subsection (1) insert—

“(1ZA) Subsection (1) does not apply in relation to later years provision—

- (a) if it is later years childminding in respect of which the person providing it is required to be registered under section 52(1), or
- (b) if it would be later years childminding but for section 96(9) and in respect of which the person providing it is required to be registered under subsection (1A).”, and

(b) in subsection (1A) omit “on domestic premises”.

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**Commencement Information**

**II** S. 76 in force at 1.1.2016 by S.I. 2015/1329, reg. 6(a)

**Changes to legislation:**

There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Section 76.