

2010 No. 744

CHILDREN AND YOUNG PERSONS, ENGLAND

**The Childcare (Exemptions from Registration) (Amendment)
Order 2010**

<i>Made</i> - - - -	<i>10th March 2010</i>
<i>Laid before Parliament</i>	<i>17th March 2010</i>
<i>Coming into force</i> - -	<i>8th April 2010</i>

The Secretary of State for Children, Schools and Families makes the following Order in exercise of the powers conferred by sections 33(2) and (3), 52(2) and (3) and 104(2)(a) of the Childcare Act 2006(a):

Citation and commencement

1. This Order may be cited as the Childcare (Exemptions from Registration) (Amendment) Order 2010 and comes into force on 8th April 2010.

Amendments to the Childcare (Exemptions from Registration) Order 2008

2.—(1) The Childcare (Exemptions from Registration) Order 2008(b) is amended as follows.

(2) In Article 3, after sub-paragraph (c) insert the following—

“(d) for—

- (i) a child or children in the course of a friendship with the parents of that child or children; and
- (ii) the provision is not made in exchange for payment.”

(3) In this Article “payment” means a payment of money or money’s worth, but does not include the provision of goods or services.

10th March 2010

Dawn Primarolo
Minister of State
Department for Children, Schools and Families

(a) 2006 c.21. For the definitions of “prescribed” and “regulations” see section 98(1).
(b) S.I. 2008/979.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Childcare (Exemptions from Registration) Order 2008 (S.I. 2008/979). The effect of this Order is to introduce a further category of early years and later years childminding that is exempt from registration under the Childcare Act 2006 (2006 c.21) (“the Act”), namely childminding for the child or children of a friend where this is not provided in return for a payment of money or money’s worth. “Early years childminding” and “later years childminding” are defined at section 96 paragraphs (4) and (8) of the Act respectively and the registration requirement for early years and later years childminders are found at sections 33(1) and 53(1) of the Act respectively. A full regulatory impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website.

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