
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Early Years Foundation Stage (Learning and Development Requirements) Order 2007 (S.I. 2007/1772) (“the 2007 Order”) and the Early Years Foundation Stage (Welfare Requirements) Regulations 2012 (S.I. 2012/938) (“the 2012 Regulations”).

Regulation 2 amends the 2007 Order. Regulation 3 amends the 2012 Regulations. Both amendments provide for reference to be made to an updated version of the Statutory Framework for the Early Years Foundation Stage (“the Document”). The changes made to the Document include:

- a change to the current statutory minimum staff:child ratios in England for 2-year-olds from 1:4 to 1:5;
- clarifying that childminders can care for more than the specified maximum of three young children if they are caring for siblings of children they already care for, or if the childminder is caring for their own child;
- clarifying that “adequate supervision” while children are eating means that children must be within sight and hearing of an adult.

The updated version of the Document is available on the [gov.uk website](https://www.gov.uk) and hard copies of the Document can be viewed at the Department for Education, Sanctuary Buildings, 20 Great Smith Street, London SW1P 3BT.

A full impact assessment has been prepared for these Regulations. It is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website <https://www.legislation.gov.uk>.