

SCHEDULES

SCHEDULE 9

CHILD MINDING AND DAY CARE FOR YOUNG CHILDREN

Disqualification from registration

- 2 (1) A person may not be registered under section 71 if he is disqualified by regulations made by the Secretary of State for the purposes of this paragraph.
- (2) The regulations may, in particular, provide for a person to be disqualified where—
- (a) an order of a prescribed kind has been made at any time with respect to him;
 - (b) an order of a prescribed kind has been made at any time with respect to any child who has been in his care;
 - (c) a requirement of a prescribed kind has been imposed at any time with respect to such a child, under or by virtue of any enactment;
 - (d) he has at any time been refused registration under Part X or any other prescribed enactment or had any such registration cancelled;
 - (e) he has been convicted of any offence of a prescribed kind, or has been placed on probation or discharged absolutely or conditionally for any such offence;
 - (f) he has at any time been disqualified from fostering a child privately;
 - (g) a prohibition has been imposed on him at any time under section 61, section 10 of the Foster Children (Scotland) Act 1984 or any other prescribed enactment;
 - (h) his rights and powers with respect to a child have at any time been vested in a prescribed authority under a prescribed enactment.
- (3) A person who lives—
- (a) in the same household as a person who is himself disqualified by the regulations; or
 - (b) in a household at which any such person is employed,
- shall be disqualified unless he has disclosed the fact to the appropriate local authority and obtained their written consent.
- (4) A person who is disqualified shall not provide day care, or be concerned in the management of, or have any financial interest in, any provision of day care unless he has—
- (a) disclosed the fact to the appropriate local authority; and
 - (b) obtained their written consent.
- (5) No person shall employ, in connection with the provision of day care, a person who is disqualified, unless he has—
- (a) disclosed to the appropriate local authority the fact that that person is so disqualified; and
 - (b) obtained their written consent.

Status: This is the original version (as it was originally enacted).

- (6) In this paragraph “enactment” means any enactment having effect, at any time, in any part of the United Kingdom.