



Childcare Act 2006

2006 CHAPTER 21

PART 3

REGULATION OF PROVISION OF CHILDCARE IN ENGLAND

CHAPTER 4

VOLUNTARY REGISTRATION

Process of voluntary registration

62 Applications for registration on the general register: childminders

- (1) A person who provides or proposes to provide in England—
 - (a) later years childminding for a child who has attained the age of eight, or
 - (b) early years childminding or later years childminding for a child who has not attained that age but in respect of which the person is not required to be registered under Chapter 2 or 3,may make an application to the Chief Inspector for registration in Part B of the general childcare register as a childminder.
- (2) An application under subsection (1) must—
 - (a) give any prescribed information about prescribed matters,
 - (b) give any other information which the Chief Inspector reasonably requires the applicant to give, and
 - (c) be accompanied by any prescribed fee.
- (3) The Chief Inspector must grant an application under subsection (1) if—
 - (a) the applicant is not disqualified from registration by regulations under section 75, and

Status: Point in time view as at 01/09/2014.

Changes to legislation: Childcare Act 2006, Cross Heading: Process of voluntary registration is up to date with all changes known to be in force on or before 31 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) it appears to the Chief Inspector that any requirements prescribed for the purposes of this subsection (“the prescribed requirements for registration”) are satisfied and are likely to continue to be satisfied.
- (4) The Chief Inspector must refuse any application under subsection (1) which subsection (3) does not require him to grant.
- (5) The prescribed requirements for registration may include requirements relating to—
 - (a) the applicant;
 - (b) the premises on which the childminding is being (or is to be) provided;
 - (c) the arrangements for childminding on those premises;
 - (d) any person who may be caring for children on those premises;
 - (e) any other person who may be on those premises.

Commencement Information

- I1** S. 62 in force at 20.12.2006 for specified purposes by [S.I. 2006/3360](#), **art. 2(d)**
- I2** S. 62(1)(a)(2)-(5) in force at 6.4.2007 in so far as not already in force by [S.I. 2007/1019](#), **art. 4** (with [art. 6](#), [Sch. para. 2](#))
- I3** S. 62(1)(b) in force at 1.9.2008 in so far as not already in force by [S.I. 2008/2261](#), **art. 2** (with [Schs. 1, 2](#))

63 Applications for registration on the general register: other childcare providers

- (1) A person who provides or proposes to provide on premises in England—
 - (a) later years provision (other than later years childminding) for a child who has attained the age of eight, or
 - (b) early years provision or later years provision (other than early years or later years childminding) for a child who has not attained that age but in respect of which the person is not required to be registered under Chapter 2 or 3,
 may make an application to the Chief Inspector for registration in Part B of the general childcare register in respect of the premises.
- (2) An application under subsection (1) must—
 - (a) give any prescribed information about prescribed matters;
 - (b) give any other information which the Chief Inspector reasonably requires the applicant to give;
 - (c) be accompanied by any prescribed fee.
- (3) An application under subsection (1) may not be made in respect of provision for a child who has attained the age of three if—
 - (a) the provision is made at any of the following schools as part of the school's activities—
 - (i) a maintained school,
 - (ii) a school approved by the Secretary of State under section 342 of the Education Act 1996 (c. 56) (approval of non-maintained special schools), or
 - (iii) an independent school [^{F1}or an alternative provision Academy that is not an independent school],

Status: Point in time view as at 01/09/2014.

Changes to legislation: Childcare Act 2006, Cross Heading: Process of voluntary registration is up to date with all changes known to be in force on or before 31 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) the provision is made by the proprietor of the school or a person employed to work at the school, and
 - (c) the child is a registered pupil at the school or, if the provision is made for more than one child who has attained the age of three, at least one of the children is a registered pupil at the school.
- (4) The Chief Inspector must grant an application under subsection (1) if—
- (a) the applicant is not disqualified from registration by regulations under section 75, and
 - (b) it appears to the Chief Inspector that any requirements prescribed for the purposes of this subsection (“the prescribed requirements for registration”) are satisfied and are likely to continue to be satisfied.
- (5) The Chief Inspector must refuse any application under subsection (1) which subsection (4) does not require him to grant.
- (6) The prescribed requirements for registration may include requirements relating to—
- (a) the applicant;
 - (b) the premises on which the childcare is being (or is to be) provided;
 - (c) the arrangements for childcare on those premises;
 - (d) any person who may be caring for children on those premises;
 - (e) any other person who may be on those premises.

Textual Amendments

- F1** Words in s. 63(3)(a)(iii) inserted (1.4.2012) by [The Alternative Provision Academies \(Consequential Amendments to Acts\) \(England\) Order 2012 \(S.I. 2012/976\)](#), art. 1, **Sch. para. 20** (with art. 3)

Commencement Information

- I4** S. 63 in force at 20.12.2006 for specified purposes by [S.I. 2006/3360](#), **art. 2(d)**
- I5** S. 63(1)(a)(2)-(6) in force at 6.4.2007 in so far as not already in force by [S.I. 2007/1019](#), **art. 4** (with [art. 6](#), **Sch. para. 3**)
- I6** S. 63(1)(b) in force at 1.9.2008 in so far as not already in force by [S.I. 2008/2261](#), **art. 2** (with [Schs. 1, 2](#))

64 Entry on the register and certificates

- (1) If an application under section 62(1) is granted, the Chief Inspector must—
- (a) register the applicant in Part B of the general childcare register as a childminder, and
 - (b) give the applicant a certificate of registration stating that he is so registered.
- (2) If an application under section 63(1) is granted, the Chief Inspector must—
- (a) register the applicant in Part B of the general childcare register as a provider of childcare other than a childminder, in respect of the premises in question, and
 - (b) give the applicant a certificate of registration stating that he is so registered.
- (3) A certificate of registration given to the applicant in pursuance of subsection (1) or (2) must contain prescribed information about prescribed matters.

Status: Point in time view as at 01/09/2014.

Changes to legislation: Childcare Act 2006, Cross Heading: Process of voluntary registration is up to date with all changes known to be in force on or before 31 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (4) If there is a change of circumstances which requires the amendment of a certificate of registration, the Chief Inspector must give the registered person an amended certificate.
- (5) If the Chief Inspector is satisfied that a certificate of registration has been lost or destroyed, the Chief Inspector must give the registered person a copy, on payment by the provider of any prescribed fee.

Commencement Information

- I7** S. 64 in force at 20.12.2006 for specified purposes by [S.I. 2006/3360, art. 2\(d\)](#)
I8 S. 64 in force at 6.4.2007 in so far as not already in force by [S.I. 2007/1019, art. 4](#)

65 Special procedure for persons already registered [^{F2}in a childcare register]

- (1) If a person who is registered as a childminder in the early years register or in Part A of the general childcare register gives notice to the Chief Inspector that he wishes to be registered in Part B of the general childcare register, the Chief Inspector must—
 - (a) register the person in Part B of the general childcare register as a childminder, and
 - (b) give the applicant a certificate of registration stating that he is so registered.
- (2) If a person who is registered (otherwise than as a childminder) in the early years register or in Part A of the general childcare register in respect of particular premises gives notice to the Chief Inspector that he wishes to be registered in Part B of the general childcare register in respect of the same premises, the Chief Inspector must—
 - (a) register the person in Part B of the general childcare register as a provider of childcare other than a childminder, in respect of the premises, and
 - (b) give the person a certificate of registration stating that he is so registered.
- (3) Subsections (3) to (5) of section 64 apply in relation to a certificate of registration given in pursuance of subsection (1) or (2) of this section as they apply in relation to a certificate of registration given in pursuance of subsection (1) or (2) of that section.

Textual Amendments

- F2** Words in s. 65 inserted (1.4.2014 for specified purposes, 1.9.2014 in so far as not already in force) by [Children and Families Act 2014 \(c. 6\), s. 139\(6\), Sch. 4 para. 28; S.I. 2014/889, arts. 3\(m\), 7\(e\)](#)

Commencement Information

- I9** S. 65 in force at 1.9.2008 by [S.I. 2008/2261, art. 2](#) (with [Schs. 1, 2](#))

Status:

Point in time view as at 01/09/2014.

Changes to legislation:

Childcare Act 2006, Cross Heading: Process of voluntary registration is up to date with all changes known to be in force on or before 31 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.