

## SCHEDULES

### SCHEDULE 2

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Children Act 1989 (c. 41)*

- 18 (1) Schedule 9A to the Children Act 1989 (child minding and day care for young children) is amended as follows.
- (2) In the heading, after “children” insert “in Wales”.
- (3) In paragraph 1 (exemption of certain schools), in sub-paragraph (1)(c), omit “the Secretary of State or”.
- (4) In paragraph 4 (disqualification for registration)—
- (a) in sub-paragraph (1), after “day care” insert “in Wales”,
  - (b) in sub-paragraph (2)(f), after “Part XA” insert “, or Part 3 of the Childcare Act 2006,”,
  - (c) in sub-paragraph (3), after “day care” (in each place where it occurs) insert “in Wales”,
  - (d) in sub-paragraph (4), after “day care” (in each place where it occurs) insert “in Wales”, and
  - (e) in sub-paragraph (5), after “day care” (in each place where it occurs) insert “in Wales”.
- (5) In paragraph 5 (offences relating to disqualification)—
- (a) in sub-paragraph (1)(a)—
    - (i) after “child minder” insert “in Wales”,
    - (ii) after “child minding” insert “in Wales”,
  - (b) in sub-paragraph (1)(b) for “any of sub-paragraphs (3) to (5)” substitute “sub-paragraph (4) or (5)”, and
  - (c) for sub-paragraph (2) substitute—

“(2) A person who contravenes sub-paragraph (4) of paragraph 4 shall not be guilty of an offence under this paragraph if—

    - (a) he is disqualified for registration by virtue only of regulations made under sub-paragraph (3) of paragraph 4, and
    - (b) he proves that he did not know, and had no reasonable grounds for believing, that he was living in the same household as a person who was disqualified for registration or in a household in which such a person was employed.”
- (6) In paragraph 6 (certificates of registration), in sub-paragraph (5)—
- (a) in paragraph (a) for “(in England or in Wales)” substitute “in Wales”, and

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*Status: This is the original version (as it was originally enacted).*

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(b) in paragraph (b) after “any premises” insert “in Wales”.

(7) In paragraph 8 (co-operation between authorities), omit sub-paragraph (1).