
STATUTORY INSTRUMENTS

2022 No. 1134

The Childcare (Free of Charge for Working
Parents) (England) Regulations 2022

PART 5

Reviews and appeals

Reviews

Review procedure

- 38.**—(1) This regulation applies if a person (“the applicant”) makes an application for a review.
- (2) The Commissioners must—
- (a) review (as the case may be)—
 - (i) the decision to decline to make a determination as to whether a child is a qualifying child of working parents,
 - (ii) the determination as to whether a child is a qualifying child of working parents, or
 - (iii) the imposition of the penalty or its amount, and
 - (b) complete the review—
 - (i) if no request under paragraph (3) is made, within 30 days of the day on which the application is made,
 - (ii) if a request under paragraph (3) is made, within 44 days of the day on which the application is made, or
 - (iii) within any other period agreed between the Commissioners and the applicant.
- (3) The Commissioners may ask the applicant to provide further information or evidence in support of their application.
- (4) If the Commissioners ask for further information or evidence, the Commissioners—
- (a) must consider any information or evidence the applicant provides to the Commissioners within 14 days of the day on which the request is made, and
 - (b) may disregard any information or evidence provided after that period.
- (5) Following the review, the Commissioners must—
- (a) confirm, revise or set aside (as the case may be)—
 - (i) the decision,
 - (ii) the determination, or
 - (iii) the penalty or its amount, and
 - (b) notify the applicant of the result of the review.

(6) If the Commissioners revise a determination to determine that a child is a qualifying child of working parents, the date of the determination is the date on which the determination is revised.