
STATUTORY INSTRUMENTS

2023 No. 1338

The Early Years Foundation Stage (Learning and Development, Early Years Register and Welfare Requirements) (Amendment) Regulations 2023

Amendment of the Early Years Foundation Stage (Welfare Requirements) Regulations 2012

4.—(1) The Early Years Foundation Stage (Welfare Requirements) Regulations 2012(1) are amended as follows.

(2) In regulation 2 (interpretation), for the definition of “the Document” substitute—

““the Document” means—

- (a) in the case of a person who is an early years childminder, the document entitled “Early Years Foundation Stage Statutory Framework for Childminders” dated 8th December 2023 and published by the Secretary of State on the gov.uk website;
- (b) in the case of an early years provider other than an early years childminder, the document entitled “Early Years Foundation Stage Statutory Framework for Group and School-based Providers” dated 8th December 2023 and published by the Secretary of State on the gov.uk website;”.

(3) In regulation 3(2) (specification of the welfare requirements)—

(a) for paragraph (2), substitute—

“(2) It is directed that—

- (a) the obligatory provisions of the Document; and
- (b) the Qualifications Document, insofar as it specifies qualifications and training requirements to be met by early years providers who are not early years childminders,

have effect, for the purposes of specifying the welfare requirements under section 39(1) (b) of the Act.”;

(b) in paragraph (2A), for “paragraphs 3.16, 3.17, 3.18, 3.53, 3.54, 3.78 and 3.79” substitute—

“—

- (a) paragraphs 3.9, 3.19, 3.20, 3.56, 3.58, 3.62 and 3.86 of the Document referred to in sub-paragraph (a) of the definition of the Document;
- (b) paragraphs 3.9, 3.18, 3.19, 3.20, 3.58, 3.60, 3.64, 3.88 and 3.89 of the Document referred to in sub-paragraph (b) of the definition of the Document.”;

(c) after paragraph (3), insert—

(1) [S.I. 2012/938](#). Relevant amending instruments are [S.I. 2015/1562](#), [2017/361](#), [2020/444](#) and [939](#), [2022/1133](#) and [2023/780](#).

(2) Regulation 3 was amended by [S.I. 2015/1562](#), [2017/361](#) and [2022/1133](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“(4) “Qualifications Document” means the document entitled “Early years qualification requirements and standards” dated 8th December 2023 and published by the Secretary of State on the gov.uk website(3).”.

(3) Early years qualification requirements and standards published at <https://www.gov.uk/government/publications/early-years-qualification-requirements-and-standards>.