WELSH STATUTORY INSTRUMENTS

2005 No. 118 (W.10)

SOCIAL CARE, WALES
CHILDREN AND YOUNG PERSONS, WALES

The Day Care (Application to Schools) (Wales) Regulations 2005

Made - - - -	*25 January 2005*
Coming into force - -	*31 January 2005*

The National Assembly for Wales, in exercise of the powers conferred upon it by section 104 of, and paragraph 1(1) of Schedule 9A to, the Children Act 1989 (**1**) hereby makes the following Regulations:

Citation, commencement and application

1.—(1) These Regulations are to be cited as the Day Care (Application to Schools) (Wales) Regulations 2005 and are to come into force on 31 January 2005.

(2) These Regulations apply only in relation to Wales.

Interpretation

2.—(1) In these Regulations—

"the Act" ("*y Ddeddf*") means the Children Act 1989;

"the National Assembly" ("*y Cynulliad Cenedlaethol*") means the National Assembly for Wales.

Requirement to register day care in schools under Part XA

3. Subject to regulation 5, the circumstances prescribed for the purposes of paragraph 1 of Schedule 9A to the Act (exemption of certain schools) are those referred to in regulation 4.

4. The prescribed circumstances are that the main purpose for which the day care is provided is to look after children other than in the course of providing them with education.

(**1**) 1989 c. 41. Functions of the Secretary of State under the Act are made exercisable by the National Assembly for Wales by virtue of the inclusion of the Act in Schedule 1 to the National Assembly for Wales (Transfer of Functions Order) 1999 (S.I.1999/672) (*see* article 2(a) of the 1999 Order and section 22(1) of the Government of Wales Act 1998 (c. 38)). Schedule 9A to the Act was inserted by the Care Standards Act 2000 (c. 14), section 79 and Schedule 3