

Compliance action taken for childcare provision

EY260996/C297849

Date: 22/11/2016

Summary of outcome

On 18 October 2016, the provider notified us that a child had been given another child's medication. The notification means that the provider met their legal responsibility as set out in the Early Years Foundation Stage welfare requirements to notify Ofsted of a significant event which is likely to affect the suitability of the early years provider or any person who cares for or is in regular contact with children on the premises.

We needed to look into these concerns to ensure that the welfare requirements of the Early Years Foundation Stage were adhered to.

We completed an unannounced visit to the premises where we found that a child had been given medication which belonged to another child. This medication wasn't prescribed to the child in question, nor did the child have a diagnosis for the condition, for which the medication is given. The staff believed they were working in the interests of the child and following previous guidance they had been given. We found that a record had not been maintained of the medication given to the child.

Although not part of our original concerns, we also found that the provider did not have systems in place for determining the ongoing suitability of staff. The provider was not fully aware of the disqualification regulations and how to ensure staff are aware of and understand these regulations.

Following our visit, we served a welfare requirements notice on the provider that required them to:

ensure policies and procedures for administering medications are amended and show that only medication prescribed for a child by a doctor, dentist, nurse or pharmacist are administered

ensure only medication is administered, where written permission for that particular medicine has been obtained from the child's parent/carer.

It is an offence for a person who, without reasonable excuse, fails to comply with welfare requirements notice. Failure to comply may result in prosecution.

In addition we sent the provider a notice to improve that that asked them to: ensure a written record is kept for each time medication is administered to a child ensure systems are in place to inform staff that they are expected to disclose any suitability issues, including those relating to the disqualification regulations.

We monitored the action taken by the provider. During a follow up visit, the provider demonstrated that they had amended their policies and procedures to ensure they are in line with the requirements of the Early Years Foundation Stage. In addition they amended their medication recording systems and ensured staff were familiar with the new procedures. The provider has also introduced systems to ensure staff suitability is assessed regularly. The provider remains registered with Ofsted.

Publication of compliance action

We aim to ensure that the welfare of children and young people is protected in the services we regulate. The Childcare Act 2006 and accompanying regulations set out our responsibilities to regulate childminders and childcare providers. This includes the enforcement powers we have in relation to those registered providers who do not comply with the requirements for registration.

We publish details of any actions we take, or the childminder or childcare provider takes to bring about compliance with requirements on our website for a period of five years commencing on the date we complete our investigation.

For further information please read the *Early years compliance handbook* which can be found here at www.gov.uk/government/publications/early-years-provider-non-compliance-action-by-ofsted .