

Compliance action taken for childcare provision

EY468985/C299190

Date: 30/11/2016

Summary of outcome

On 3 November 2016, Ofsted identified that the new nominated person did not have the appropriate knowledge and understanding to safeguard children. This was in relation to notifying Ofsted of changes to individuals concerned with the management of the setting and the safe recruitment of staff. We looked into this concern to see whether the setting was meeting the requirements of the early years foundation stage in relation to 'suitable people'. In particular, the requirements that state: providers must ensure that people looking after children are suitable to fulfil the requirements of their roles; and, providers must tell staff that they are expected to disclose any convictions, cautions, court orders reprimands and warnings that may affect their suitability to work with children.

We visited the setting where we found that the provider had taken some steps to address the actions required following a recent inspection, however had not progressed these significantly and in a timely manner. There was still an individual involved in the management of the setting, who had not been notified to Ofsted, to enable the appropriate checks to be completed on them. There was insufficient information to show that staff had been fully recruited and vetted and all checks were in place. Systems have not been introduced to ensure staff are aware of the disqualification regulations and ensure they remain suitable.

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

ensure that Ofsted are provided with the necessary information to enable checks to be completed to establish the suitability of anyone involved in the management of the club

record information about staff qualifications and the identity checks and vetting processes that have been completed

put systems in place to check whether staff live in the same household as another person who is disqualified or live in the same household where a

disqualified person is employed.

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

Although not part of the original concerns, it was found that there was not always a person with an appropriate paediatric first aid certificate to respond to emergencies quickly. As a result, we sent the provider a notice to improve that asked them to:

ensure that at least one person who has a current paediatric first aid, certificate is on the premises and available at times when children are present.

We revisited the setting where we found the provider demonstrated that staff and committee members had had appropriate checks completed and were familiar with the disqualification regulations. The provider also ensures that there is always a member of staff on the premises who has an appropriate first aid qualification.

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 .