Registered early years provision managed by the governing body

Briefing for section 5 inspection

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| The purpose of this document is to brief inspectors about the arrangements for inspecting registered early years provision delivering the Early Years Foundation Stage when the provision is made by the school governing body. |

Age group: All

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# Registered early years provision managed by the governing body

1. A revised Early Years Foundation Stage and a new framework for inspecting registered early years provision commenced on 1 September 2012. These inspections are carried out as separate inspections to those of the school and have a separate inspection report.

## Background

1. The Early Years Foundation Stage is a statutory framework for children aged from birth to the end of the reception year. It was revised for implementation on 1 September 2012. The full framework, guidance, and supporting materials for practitioners can be found at the link below, which also contains links to other publications, programmes and resources that might be in use in schools: <http://www.education.gov.uk/childrenandyoungpeople/earlylearningandchildcare/delivery/education/a0068102/early-years-foundation-stage-eyfs>.

## Registration of early years provision

1. Early years or childcare provision of more than two hours that is **not managed by the governing body** must normally be registered with Ofsted. Where provision made directly by a **school governing body** includes care for children under three years old, or where no child attending is a pupil of the school, it is also registered by Ofsted.
2. Where schools directly provide early years or childcare provision for children and it appears that such provision requires registration, inspectors should check that the provision is registered, seeking advice from the National Business Unit where necessary. Inspectors should report any provision that should be registered but is not, as the school is committing an offence by running such provision. There is more information available in *Registering school-based provision*.[[1]](#footnote-1)

## Inspections of registered early years provision

1. All registered provision, whether or not it is made directly by the school governing body, is inspected under sections 49 and 50 of the Childcare Act using the separate early years evaluation schedule.[[2]](#footnote-2)
2. Where it is practically possible, Ofsted inspects registered provision made directly by the school at the same time as the school. However, the inspections remain separate, as do the published reports. The extent to which judgements about the centre have an impact on those about the school will depend on a number of factors. These include the extent to which the provision is an integral part of the school’s delivery of the Early Years Foundation Stage. In some cases, for example where a maintained nursery school is registered with Ofsted because some pupils are aged two, the quality of the provision for those children will have a direct impact on judgements about achievement and the quality of teaching. In other cases, for example where a secondary school runs a nursery for the local community and the children of teachers, there is much less relevance for judgements about the school.
3. Wherever inspections take place at the same time, the lead inspector for the school inspection will want to consider the emerging findings for the registered provision to make sure that relevant evidence is shared and that feedback takes account of judgements about related services. It is important that, if judgements are different for the school and any registered provision made by the school, the reasons for this are clearly explained.
4. Where there are inspections of any co-located provision at the same time as the school, and this provision is commissioned by the school to deliver its wrap-around services such as out-of-school care, the lead inspector may also wish to consider the impact on the school’s leadership and management of the quality of the commissioned services.

1. *Registering school-based provision* (080291), Ofsted, 2012; [www.ofsted.gov.uk/resources/080291](http://www.ofsted.gov.uk/resources/080291). [↑](#footnote-ref-1)
2. *Evaluation schedule for inspections of registered early years provision* (120086), Ofsted, 2012; [www.ofsted.gov.uk/resources/120086](http://www.ofsted.gov.uk/resources/120086). [↑](#footnote-ref-2)