

Compliance action taken for childcare provision

EY290699/ 159707

Date published: 10/01/2012

Summary of outcome

On 8 December 2011, the provider notified us of a child protection concern. This notification means that the provider met their legal responsibility as set out in the Early Years Foundation Stage (EYFS) welfare requirements to inform Ofsted of any allegations of serious harm or abuse by any person living, working, or looking after children at the premises.

We carried out an unannounced visit to the premises to discuss the notification, any action taken by the provider and why there was a delay in making a referral to the local children's services department. We found the provider has followed their disciplinary procedures. The provider did refer the incident to the local authority safeguarding designated officer (LADO) but not immediately. This is a breach of the EYFS requirement 'Safeguarding and promoting children's welfare'; in particular the requirement that states providers must notify any child protection agency previously identified by the Local Safeguarding Children's Board (LSCB) without delay. The delay in notifying the LSCB was because of the manager's lack of understanding of all aspects of the nursery's safeguarding procedures and confusion that the company head office was responsible for referrals.

Through discussion we have found the manager now has a clear understanding of the referral procedure and we have been assured this misunderstanding between departments will not occur in the future. We are satisfied with the action taken by the provider and that no further action is required. 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 [Ofsted's Enforcement Policy](#).