

**Creche Establishments Act
(CHAPTER 66)**

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CRECHE ESTABLISHMENTS ACT

(CHAPTER 66)

(Original Enactment: REVISED EDITION 1985)

REVISED EDITION 1985

(30th March 1987)

An Act to provide for the licensing and control of establishments for creches.

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This Act was not in operation when this Revised Edition was brought into force.

Short title and commencement

1. This Act may be cited as the Creche Establishments Act and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Interpretation

2. In this Act, unless the context otherwise requires —

“appointed day” means the day appointed by the Minister under section 1;

“creche” means any premises where children under the age of 6 years are received, whether for reward or not, to be looked after during the whole or part of the day or night but does not include nursing homes and maternity homes as defined in the Nursing Homes and Maternity Homes Registration Act and pre-school institutions registered with the Ministry of Education;

“licence” means a licence issued under this Act;

“licensee” means any person to whom a licence is issued under this Act;

“Licensing Officer” means the officer appointed by the Minister under section 3 and includes an Assistant Licensing Officer.

Appointment of officers

3. The Minister may by notification in the *Gazette* appoint a Licensing Officer and such number of Assistant Licensing Officers as may be necessary for the purposes of this Act.

Licensing of persons to carry on establishments for creches

4.—(1) No person shall on or after the appointed day carry on an establishment for a creche without a licence under this Act.

(2) An application for a licence shall be made to the Licensing Officer in such form and manner and shall contain such information as may be prescribed.

(3) On receipt of an application for a licence the Licensing Officer may require the applicant to furnish him with such additional information as he may require.

(4) After the receipt of an application for a licence and of any additional information that he may require and on payment of the prescribed fee the Licensing Officer may issue a licence to the applicant in such form as may be prescribed subject to such conditions as he may impose or as may be attached thereto.

(5) Every licence shall, unless previously revoked, expire at the end of one year from the date on which it was issued.

Restriction

5. No licence shall be issued —

- (a) to any person under the age of 21 years;
- (b) to any person who is in the opinion of the Licensing Officer unfit to hold a licence;
- (c) in respect of premises which are in the opinion of the Licensing Officer unsuitable for the purpose of an establishment for a creche or in which the accommodation or provision for a creche is not adequate or suitable;
- (d) in respect of any establishment for a creche which is being or is likely to be carried on in contravention of this Act or any regulations made thereunder.

Security

6.—(1) The Licensing Officer may, before issuing a licence, require an applicant to give security in such form or manner as he may approve and the security may be by bond, guarantee, cash deposit or any other method or by the combination of two or more such methods.

(2) Any sum deposited or bond entered into under this section shall be liable to forfeiture in whole or in part at the discretion of the Licensing Officer on revocation of the licence.

(3) Any person aggrieved by a forfeiture under this section may within 14 days of the notice of the forfeiture appeal to the Minister whose decision shall be final.

Refusal and revocation of licence