

# Full text Draft Childminding Regulation 12

## Part IV

### **The Childminding Service**

#### ***Regulation 12 - Maximum numbers of children***

- (1) Subject to paragraph (2), a childminder shall ensure that
  - (a) there are no more than 6 children in his or her care at any given time, including his or her own children until they have completed primary education, and
  - (b) Subject to paragraph (3), there are no more than 2 children under the age of 2 years in his or her care at any given time, including his or her own children.
- (2) Where the Agency decides, having regard to the composition of the childminding service, including but not limited to the space available, access to outdoor space and the profile of the children in attendance, that the maximum number set out under paragraph (1) may not be accommodated safely within the premises, it may set the maximum number of children a childminder can care for within the service at a number lower than that set out in paragraph (1).
- (3) Notwithstanding paragraph (1)(b), and subject to the approval of the Agency, a childminder may have more than 2 children under the age of 2 years in his or her care at any given time where all such children are siblings of each other.

## Childminding Regulations 2024 – DCEDIY Explanatory Guidance

### Part IV

#### The Childminding Service

#### Regulation 12 - Maximum numbers of children

This regulation sets out that Tusla must inform each childminder of the maximum number of children they can have in their care at any one time. This number will include all children in the care of the childminder, including their own children until they complete primary school. When making this determination Tusla will consider the application submitted, the premises available (number of rooms and access to outdoor play), the ages and developmental stage of the children when setting a maximum number of less than 6. This regulation states that the maximum numbers cannot exceed 6 and of those six children, no more than two should be under the age of two years, except in the case of siblings (triplets).