



THE NEWFOUNDLAND AND LABRADOR GAZETTE EXTRAORDINARY

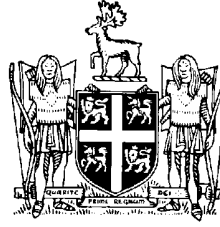
PART II

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**NEWFOUNDLAND AND LABRADOR
REGULATION**

NLR 66/17



NEWFOUNDLAND AND LABRADOR REGULATION 66/17

Child Care Regulations (Amendment)
under the
Child Care Act

(Filed July 7, 2017)

Under the authority of section 34 of the *Child Care Act*, I make the following regulations.

Dated at St. John's, July 7, 2017.

Robert Gardiner
Deputy Minister of Education and Early Childhood Development

REGULATIONS

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NLR39/17

1. Paragraph 2(q) of the *Child Care Regulations* is repealed and the following substituted:

(q) "toddler age range" means an age range from one year and 6 months old up to 3 years old;

2. Subsections 26(5) and (6) of the regulations are repealed and the following substituted:

(5) Water accessible to children in a facility shall not have a temperature higher than 43° Celsius.

(6) Foods and liquids with a temperature higher than 43° Celsius are not permitted in areas of a facility in which children are permitted.

3. Subsections 54(9) and (10) of the regulations are repealed and the following substituted:

(9) Where children of more than one age range are assigned to a homeroom under subsection 53(8) or (9), the caregiver to child ratio of the homeroom and the maximum number of children assigned to the homeroom shall be determined as though all the children assigned to that homeroom were in the age range of the youngest child.

(10) Notwithstanding subsection (9), where children in the toddler age range and the pre-school age range are assigned to the same homeroom under paragraph 53(8)(b), the caregiver to child ratio of the homeroom shall be one caregiver to 7 children and the maximum number of children assigned to the homeroom shall be 14 children.

(11) Notwithstanding subsection (9), where children in the younger school age range and the older school age range are assigned to the same homeroom under paragraph 53(8)(d), the caregiver to child ratio of the homeroom and the maximum number of children assigned to the homeroom shall comply with subsection (5).

4. Subsection 66(1) of the regulations is repealed and the following substituted:

Waiver of building
and outdoor play
area requirements

66. (1) A manager may waive one or more of the requirements under subsections 23(1) and 35(1), paragraph 39(1)(a), subsections 56(4), 58(3), 58(4), 58(6) and 59(1), paragraph 60(1)(b), subsections 60(4) and 60(5), section 61 and subsection 62(1) for a facility in which a child care service is operated where that child care service

(a) was being operated under a valid licence issued under the *Child Care Services Act* on the coming into force of these regulations; and

- (b) is being operated in the same facility in which it was being operated on the coming into force of these regulations.

5. Subsections 69(6) and (7) of the regulations are repealed and the following substituted:

(6) Notwithstanding anything in this section, not more than 5 children shall participate in a child care service operated in a family home at one time where 2 of those children are in the infant age range and 3 of those children are in the toddler age range.

(7) Notwithstanding anything in this section, not more than 6 children shall participate in a child care service operated in a family home at one time where 2 of those children are in the infant age range and 2 of those children are in the toddler age range.

6. Subsection 77(3) of the regulations is repealed and the following substituted:

(3) Unless otherwise provided for in the Act or these regulations, a person who is an employee, student or volunteer of an agency or who assists or provides services in the operation of an agency shall not have contact with the children who participate in a child care service operated by an affiliated child care service provider of the agency unless the following requirements are met along with the requirements under subsection (2):

- (a) the person holds a diploma in first aid from an organization approved by the minister that is no more than 3 years old; and
- (b) the following documents are part of the file required under section 78 for that person:
 - (i) a copy of his or her diploma in first aid required under paragraph (a), and
 - (ii) current record of immunization.

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Title of Act and Subordinate Legislation made thereunder	CNLR or NL Reg.	Amendment	NL Gazette Date & Page No.
Child Care Act			
Child Care Regulations (Amdt)	NLR 66/17	Amends NLR 39/17 Ss. 2, 26, 54, 66, 69 and 77 Amdt.	July 7/17 p. 3