

CHILD CARE ORDER

Authority: *School Act*, section 168.001

Ministerial Order 326/20 (M326/20) Effective August 31, 2020
Order of the Minister of Education and Child Care

Interpretation

1 In this order,

“**board**” includes a francophone education authority;

“**board property**” means board property as defined in section 85.1(1) of the *School Act*;

“**child care program**” means a child care program as defined in section 1(1) of the *School Act*;

“**licensee**” means a licensee as defined in section 85.1(1) of the *School Act*;

Provision of child care program on board property

2 Where a board decides to change the use of board property that is being used for providing a child care program, the board must, without delay, provide the Minister with written notification of the decision in a form and with the information specified by the Ministry.

Board policies regarding the provision of child care programs

3 The board policy that promotes the use of board property by licensees for the purpose of providing child care programs must include:

- (a) the board’s process for assessing community need for child care programs on board property;
- (b) a description of how the board will support
 - (i) principles of Indigenous reconciliation in child care; and
 - (ii) inclusive child care;
- (c) steps for determining if a board will renew a lease with a licensee providing child care on board property, including:
 - (i) considering if a board should provide a child care program directly, and whether
 - i. it is appropriate for the board to become a licensee; and
 - ii. the board has space and staffing capacity to offer before and after school child care; and
 - (ii) a description of the board’s criteria for selecting a licensee to provide a child care program;
- (d) standards for the written contractual relationship to be entered into between the board and a licensee providing a child care program;
- (e) a requirement for ongoing engagement with the individuals or groups described in section 4 regarding the use of board property for the provision of child care programs

4 When establishing a policy regarding the use of board property for the provision of child care programs, a board must consider the results of the board’s engagement with individuals or groups the board considers are representative of

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- (a) employees of the board,
- (b) child care operators,
- (c) parents and guardians, and
- (d) Indigenous communities, rightsholders, and service providers.

5 Boards must submit their policies respecting the use of board property for the provision of child care to the Ministry on a date specified by the Minister.