

D1: Smoking and Vaping - Childminders

What do I need to know?

- Legal Framework
 - [Equality Act 2010](#)
 - [Health and Safety at Work etc. Act 1974](#)
 - [The Management of Health and Safety at Work Regulations 1999](#)
- [EYFS statutory framework for childminders \(publishing.service.gov.uk\)](#) pages 18-19 , paragraph 3.23.

Suitable people - Staff taking medication or other substances (page 17 of audit)	Things to consider and discuss:
<p>Do you ensure that you and any childminding assistants do not allow smoking in or on the premises when children are present is about to be present?</p> <p>Do you make sure that you or any childminding assistants do not vape or use e-cigarettes when children are present?</p> <p>Have you considered the advice from Public Health England with regards to smoking and vaping? Use of e-cigarettes in public places and workplaces - GOV.UK (www.gov.uk)</p>	<ul style="list-style-type: none"> • What is your no smoking, vaping or use of e-cigarettes policy? How do you know this is implemented effectively? • How do you share your no smoking, vaping or use of e-cigarettes policy with any assistants, parents and visitors? • How does this link to your code of conduct for employees and parents? • Do you and your staff know what to do if a person is found to be smoking, vaping or using e-cigarettes on the premises when children are present or about to be present? How do you prepare any assistants to respond appropriately? • Are you and any assistants confident to challenge and, or report a person found smoking, vaping or using an e-cigarette?

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| | <ul style="list-style-type: none">• How do you protect children and any assistants from the effects of second-hand smoke in and around your provision and in any vehicles used?• Is a no-smoking sign displayed and visible to all employees, parents and visitors to the setting?• Have you read the advice from Public Health England with regards to smoking and vaping? |
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Useful links and further help:

[Childcare and children's social care health declaration form](#)

[NHS choices - alcohol misuse](#)

[Drug addiction: getting help](#)

[Talk to Frank](#)

[Alcohol and drug misuse prevention and treatment guidance](#)

[Managing drug and alcohol misuse at work - HSE](#)

[ACAS - impartial advice on workplace rights, rules and best practice](#)

[Derbyshire SchoolsNet - Early Years Quality Team](#)

[Derbyshire Early Years Service - Eventbrite](#)

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