

## Spent Convictions Amendment Regulations 2021

SL 2021/6

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Spent Convictions Amendment Regulations 2021*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *National Disability Insurance Scheme (Worker Screening) Act 2020* section 85 comes into operation.

**3. Regulations amended**

These regulations amend the *Spent Convictions Regulations 1992*.

**4. Regulation 6A replaced**

Delete regulation 6A and insert:

**6A. Persons and laws prescribed (Act s. 28(2))**

For the purposes of section 28(2) of the Act —

- (a) each person specified in Column 2 of an item in the Table is prescribed in respect of the law specified in Column 3 of that item; and
- (b) each law specified in Column 3 in the Table is prescribed.

**Table**

<b>Column 1 Item</b>	<b>Column 2 Prescribed person</b>	<b>Column 3 Prescribed law</b>
1.	The Commissioner for Fair Trading appointed under the <i>Fair Trading (Australian Consumer Law) Act 1992</i> (Australian Capital Territory) section 32	<i>Working with Vulnerable People (Background Checking) Act 2011</i> (Australian Capital Territory)
2.	The Commissioner of the NDIS Quality and Safeguards Commission referred to in the <i>National Disability Insurance Scheme Act 2013</i> (Commonwealth) section 181C	<i>National Disability Insurance Scheme Act 2013</i> (Commonwealth)
3.	The Children's Guardian appointed under the <i>Children's Guardian Act 2019</i> (New South Wales) section 115(2)	<i>Child Protection (Working with Children) Act 2012</i> (New South Wales)
4.	The Screening Agency as defined in the <i>National Disability Insurance Scheme (Worker Checks) Act 2018</i> (New South Wales) section 4	<i>National Disability Insurance Scheme (Worker Checks) Act 2018</i> (New South Wales)
5.	The Screening Authority established under the <i>Care and Protection of Children Act 2007</i> (Northern Territory) section 196(1)	<i>Care and Protection of Children Act 2007</i> (Northern Territory)

<b>Column 1 Item</b>	<b>Column 2 Prescribed person</b>	<b>Column 3 Prescribed law</b>
6.	The Screening Agency as defined in the <i>National Disability Insurance Scheme (Worker Clearance) Act 2020</i> (Northern Territory) section 7(1)	<i>National Disability Insurance Scheme (Worker Clearance) Act 2020</i> (Northern Territory)
7.	The chief executive referred to in the <i>Disability Services Act 2006</i> (Queensland) section 40 and as defined in the <i>Acts Interpretation Act 1954</i> (Queensland) section 33(11)	<i>Disability Services Act 2006</i> (Queensland)
8.	The Queensland College of Teachers established under the <i>Education (Queensland College of Teachers) Act 2005</i> (Queensland) section 229(1)	<i>Education (Queensland College of Teachers) Act 2005</i> (Queensland)
9.	The chief executive referred to in the <i>Working with Children (Risk Management and Screening) Act 2000</i> (Queensland) section 8 and as defined in the <i>Acts Interpretation Act 1954</i> (Queensland) section 33(11)	<i>Working with Children (Risk Management and Screening) Act 2000</i> (Queensland)

<b>Column 1 Item</b>	<b>Column 2 Prescribed person</b>	<b>Column 3 Prescribed law</b>
10.	The central assessment unit established under the <i>Child Safety (Prohibited Persons) Act 2016</i> (South Australia) section 20(1)	<i>Child Safety (Prohibited Persons) Act 2016</i> (South Australia)
11.	The central assessment unit established under the <i>Child Safety (Prohibited Persons) Act 2016</i> (South Australia) section 20(1)	<i>Disability Inclusion Act 2018</i> (South Australia)
12.	The Registrar appointed under the <i>Registration to Work with Vulnerable People Act 2013</i> (Tasmania) section 11	<i>Registration to Work with Vulnerable People Act 2013</i> (Tasmania)
13.	The Disability Worker Registration Board of Victoria established under the <i>Disability Service Safeguards Act 2018</i> (Victoria) section 8	<i>Disability Service Safeguards Act 2018</i> (Victoria)
14.	The Victorian Disability Worker Commission established under the <i>Disability Service Safeguards Act 2018</i> (Victoria) section 21(1)	<i>Disability Service Safeguards Act 2018</i> (Victoria)

<b>Column 1 Item</b>	<b>Column 2 Prescribed person</b>	<b>Column 3 Prescribed law</b>
15.	The Victorian Disability Worker Commissioner appointed under the <i>Disability Service Safeguards Act 2018</i> (Victoria) section 26(1)	<i>Disability Service Safeguards Act 2018</i> (Victoria)
16.	The Secretary as defined in the <i>Worker Screening Act 2020</i> (Victoria) section 3(1)	<i>Worker Screening Act 2020</i> (Victoria)

N. HAGLEY, Clerk of the Executive Council.

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