

Education and Care Services National Amendment Regulations 2015

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Education and Care Services National Amendment Regulations 2015*.

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* (**gazettal day**);
- (b) the rest of the regulations —
 - (i) if the *Corruption and Crime Commission Amendment (Misconduct) Act 2014* section 5 (**section 5**) comes into operation on or before gazettal day — on the day after gazettal day; or
 - (ii) otherwise — when section 5 comes into operation.

3. Regulations amended

These regulations amend the *Education and Care Services National Regulations 2012*.

4. Regulation 216 amended

In regulation 216(n):

- (a) in subparagraph (v) delete “*Corruption and Crime Commission Act 2003*” and insert:

Corruption, Crime and Misconduct Act 2003

- (b) after subparagraph (v) insert:

(via) the Public Sector Commissioner, but only if the divulging of information to, or the production of any document or other thing to, the Public Sector Commissioner is for the purposes of the Public Sector Commissioner’s functions under the *Corruption, Crime and Misconduct Act 2003*;

N. HAGLEY, Clerk of the Executive Council.

Education and Care Services National Amendment Regulations (No. 2) 2015

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Education and Care Services National Amendment Regulations (No. 2) 2015*.

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 1 August 2015.

3. Regulations amended

These regulations amend the *Education and Care Services National Regulations 2012*.

4. Regulation 123 amended

(1) After subregulation (1) insert:

(2A) Despite regulation 122, if an educator at a centre-based service is not working directly with children, that educator is counted as an educator at the service for the purposes of this regulation if —

- (a) the educator is present on the premises of the service; and
- (b) the educator is available immediately to provide education and care to the children at the service if required; and
- (c) the period of time during which the educator is not working with children is not more than 30 minutes in a day.

(2) In regulation 123 in the 2nd note delete “372, 374 and 374A.” and insert:

372 and 374.

5. Regulation 374A deleted

Delete regulation 374A.

N. HAGLEY, Clerk of the Executive Council.