

## Children and Community Services Act 2004

**Children and Community Services (Early Childhood Care) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Children and Community Services (Early Childhood Care) Amendment Regulations 2006*.

**2. The regulations amended**

The amendments in these regulations are to the *Children and Community Services (Early Childhood Care) Regulations 2006\**.

[\* *Published in Gazette 18 January 2006, p. 125-90.*]

**3. Regulation 1 amended**

Regulation 1 is amended by deleting “*Early Childhood*” and inserting instead —

“ *Child* ”.

**4. Regulation 3 amended**

Regulation 3 is amended as follows:

- (a) in the definition of “care session” by deleting “an early childhood care” and inserting instead —  
“ a ”;
- (b) by deleting the definitions of “early childhood care licence”, “early childhood care service”, “enrolled child” and “lunch period”;
- (c) by inserting the following definitions in the appropriate alphabetical positions —

“

“**child care licence**” means a licence granted under the Act section 205(1) authorising the provision of a service;

“**enrolled child**”, in relation to a service, means a child for whom the service is provided;

“**lunch period**” means a period of not more than 3 hours in any day during which contact staff members are permitted to have lunch breaks;

“**secondary programme**” has the meaning given to that term in the *School Education Regulations 2000* regulation 3(1);

“**service**” means a child care service provided for a child who has not commenced a secondary programme but does not include a service as defined in the *Children and Community Services (Family Day Care) Regulation 2006* regulation 3;

- ”;
- (d) in the definition of “licence” by deleting “an early childhood” and inserting instead —  
“ a child ”;
- (e) in paragraph (a) of the definition of “place” by deleting “an early childhood care” and inserting instead —  
“ a ”;
- (f) in paragraph (b) of the definition of “place” by deleting “early childhood care”;
- (g) in the definition of “primary school age enrolled child” by deleting “will not reach 8 years and 6 months of age by the end of the year in which the service is provided;” and inserting instead —  
“  
has not commenced a secondary programme;  
”;
- (h) in the definition of “staff member” by deleting “an early childhood care” and inserting instead —  
“ a ”.

## 5. Regulation 6 replaced

Regulation 6 is repealed and the following regulation is inserted instead —

“

## 6. Service prescribed

Under the Act section 232(a), a service is prescribed as a type of child care service.

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## 6. Regulation 22 amended

Regulation 22(1)(g) is amended by deleting “an early childhood care” and inserting instead —

“ the ”.

**7. Part 3 Division 6 heading amended**

The heading to Part 3 Division 6 is amended by deleting “early childhood care”.

**8. Part 4 heading amended**

The heading to Part 4 is amended by deleting “early childhood care”.

**9. Regulation 104 amended**

Regulation 104(2) is amended by deleting “an early childhood care” and inserting instead —

“ the ”.

**10. Regulation 105 inserted**

After regulation 104 the following regulation is inserted —

“

**105. Continued operation of service in certain circumstances**

- (1) In an emergency situation or in circumstances where the licence for the service is suspended or cancelled, the CEO may, in writing, authorise a person to continue to operate a service for a period specified in the authorisation.
- (2) The period specified in the authorisation must not be longer than 3 months.
- (3) A person authorised under subregulation (1) is to be taken to be the licensee for the purposes of the Act and the regulations.

”.

**11. Various references to “an early childhood care service” changed to “a service”**

In each place listed in the Table to this regulation “an early childhood care” is deleted and the following is inserted instead —

“ a ”.

**Table**

r. 7(2)	r. 26(1)
r. 22(2)	r. 43(2)

**12. Various references to “early childhood care” deleted**

In each place listed in the Table to this regulation “early childhood care” is deleted.

**Table**

r. 8(b) and (c)	r. 45(1)
r. 10(1)(g)	r. 67(1) and (4)
r. 11(1)	r. 76(1)(a), (b), (e), (f), (g), (h), (i), (j) and (k)
r. 14(3)(e)	r. 77
r. 19(1)(b), (c), (d) and (g)	r. 78(1) and (2)
r. 22(1) (where it occurs first)	r. 98(a)
r. 25(1)	r. 99
r. 31 (twice)	

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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