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Community Services Act 1972

Community Services (Out of School Hours Care) Exemption Order 2003

Made by the Minister under section 17D of the Act.

1. Citation

This order may be cited as the *Community Services (Out of School Hours Care) Exemption Order 2003*.

2. Definitions

In this order —

“**home education**”, in relation to a child, means instruction provided by a parent who is registered under the *School Education Act 1999* as the child’s home educator;

“**non-residential premises**”, means premises that are not used as a residence;

“**out of school hours care**”, in relation to a child, means any time outside the hours during which the child is required to —

- (a) attend school or otherwise participate in an educational programme of a school; or
- (b) receive home education;

“**regulations**”, means the *Community Services (Outside School Hours Care) Regulations 2002*;

“**school**”, has the same meaning as it has in the *School Education Act 1999*.

3. Exemption from section 17A

- (1) At any point in time a child care service is exempt from the application of section 17A of the Act if —
 - (a) it is provided only at non-residential premises;