

Children and Community Services Act 2004

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

Made by the Governor in Executive Council.

1. Citation

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

2. The regulations amended

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

[* *Published in Gazette 18 January 2006, p. 239-88.*]

3. Regulation 1 amended

Regulation 1 is amended by deleting “*Early Childhood*”.

4. Regulation 3 amended

Regulation 3 is amended as follows:

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

“

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

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

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

“**service**” means a family day care service provided for a child who has not commenced a secondary programme;

”.

- (d) in the definition of “licence” by deleting “an early childhood” and inserting instead —
“ a ”;
- (e) in paragraph (a) of the definition of “place” by deleting “an early childhood family day care” and inserting instead —
“ a ”;
- (f) in paragraph (b) of the definition of “place” by deleting “early childhood family day care”.

5. Regulation 5 replaced

Regulation 5 is repealed and the following regulation is inserted instead —

“

5. Service prescribed

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

”.

6. Part 3 Division 6 heading amended

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

7. Part 4 heading amended

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

8. Regulation 66 amended

Regulation 66(b) and (c) and “and” after paragraph (c) are deleted and the following is inserted instead —

“

- (b) the child is adequately supervised; and

”.

9. Regulation 90 inserted

After regulation 89 the following regulation is inserted —

“

90. 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.

”.

10. Various references to “an early childhood family day care service” changed to “a service”

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

“ a ”.

Table

r. 31(2)	r. 89(2)
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11. Various references to “early childhood family day care” deleted

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

Table

r. 7(b)	r. 54(1) and (4)
r. 9(1)(f)	r. 63(1)(a), (b), (e), (f), (g), (h), (i), (j) and (k)
r. 10(1)	r. 64
r. 11(3)(b)	r. 65(1) and (2)
r. 18(1)(b), (c) and (g)	r. 82(a)
r. 21(1)	r. 83
r. 33(1)	

By Command of the Governor,

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