



New South Wales

Child Protection (Working with Children) Amendment (COVID-19 Proof of Identity) Regulation 2020

under the

Child Protection (Working with Children) Act 2012

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Child Protection (Working with Children) Act 2012*.

GARETH WARD, MP
Minister for Families, Communities and Disability Services

Explanatory note

The object of this Regulation is to amend the *Child Protection (Working with Children) Regulation 2013* to insert a provision in response to the COVID-19 pandemic. The proposed amendment exempts, for a limited time, an authorised carer, or a person who resides at the authorised carer's home or at a home where a family day care service is provided, from providing proof of identity at a motor registry or Government Access Centre in connection with an application for a working with children check clearance. Proof of identity can instead be provided in a manner approved by the Children's Guardian.

The proposed amendment is repealed 6 months after it commences, unless the regulations prescribe a later date for the repeal, not being more than 12 months after the amendment commences.

This Regulation is made under the *Child Protection (Working with Children) Act 2012*, including sections 13(4) and 52 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Child Protection (Working with Children) Amendment (COVID-19 Proof of Identity) Regulation 2020*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Child Protection (Working with Children) Regulation 2013

(1) Clause 18 Proof of identity

Insert after clause 18(3)(b)—

- (c) an authorised carer, or a person who resides at the home of an authorised carer or at a home where a family day care service is provided, where it is not reasonable for that authorised carer or other person to attend a motor registry or Government Access Centre for that purpose.

(2) Clause 18(4)

Insert after clause 18(3)—

- (4) Subclause (3)(c) is repealed—
 - (a) on the day that is 6 months after its commencement, or
 - (b) on a day, not more than 12 months after its commencement, prescribed by the regulations.