



New South Wales

# Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009 No 3

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New South Wales

# **Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009 No 3**

Act No 3, 2009

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An Act to amend the *Children and Young Persons (Care and Protection) Act 1998* and related legislation with respect to the employment of children. [Assented to 30 March 2009]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009*.

**2 Commencement**

This Act commences on a day or days to be appointed by proclamation.

## **Schedule 1      Amendment of Children and Young Persons (Care and Protection) Act 1998 No 157**

### **[1]      Section 221 Definitions**

Omit the definition of *child* in section 221 (1). Insert instead:

*child* means:

- (a) a person under the age of 15 years (except as provided by paragraph (b)), or
- (b) a person under the age of 16 years (in the case of employment as a model).

### **[2]      Section 223 Certain employers of children to be authorised**

Omit "10 penalty units". Insert instead "100 penalty units".

### **[3]      Schedule 3 Savings, transitional and other provisions**

Insert at the end of clause 1 (1):

*Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009*

### **[4]      Schedule 3**

Insert at the end of the Schedule with appropriate Part and clause numbering:

## **Part              Provision consequent on enactment of Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009**

### **Application of amendment**

The amendment to the definition of *child* in section 221 made by the *Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009* extends to the employment of a person on or after the commencement of that amendment, even if the contract or other arrangement under which the person is employed was entered into or made before that commencement.

Children and Young Persons (Care and Protection) Amendment (Children's Employment) Act 2009 No 3

Schedule 2      Amendment of Children and Young Persons (Care and Protection—Child Employment) Regulation 2005

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## **Schedule 2      Amendment of Children and Young Persons (Care and Protection—Child Employment) Regulation 2005**

### **Schedule 1 Code of Practice**

Insert “(or 16 years for models)” after “15 years” in the Column with the heading “Age” in Table A.

[Agreement in principle speech made in Legislative Assembly on 4 March 2009  
Second reading speech made in Legislative Council on 25 March 2009]

BY AUTHORITY