



New South Wales

Child Protection (Working with Children) Amendment (Child-related Work) Regulation 2017

under the

Child Protection (Working with Children) Act 2012

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

PRU GOWARD, MP
Minister for Family and Community Services

Explanatory note

The object of this Regulation is to prescribe as a child-related role the role of a worker providing ongoing counselling, mentoring or distance education for children using any form of communication that does not primarily involve direct contact.

Any such worker is required to comply with Division 2 (Mandatory requirements for child-related work) of Part 2 of the *Child Protection (Working with Children) Act 2012* on and from 1 July 2017, unless required to comply within a different period specified by the Children's Guardian in a notice given under clause 5 of Schedule 1 to the *Child Protection (Working with Children) Regulation 2013*.

This Regulation is made under the *Child Protection (Working with Children) Act 2012*, including sections 6 (3) and 52 (the general regulation-making provision).

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1 Name of Regulation

This Regulation is the *Child Protection (Working with Children) Amendment (Child-related Work) Regulation 2017*.

2 Commencement

This Regulation commences on 1 July 2017 and is required to be published on the NSW legislation website.

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

(1) Clause 16D

Insert after clause 16C:

16D Counselling, mentoring or distance education not involving direct contact

For the purposes of section 6 (3) of the Act, the role of a worker providing ongoing counselling, mentoring or distance education for children using any form of communication that does not primarily involve direct contact is prescribed as a child-related role.

(2) Schedule 1 Savings and transitional provisions

Insert after clause 2C:

2D Counselling, mentoring or distance education not involving direct contact

A person who is a worker providing ongoing counselling, mentoring or distance education for children that is specified to be a child-related role by clause 16D of this Regulation is required to comply with Division 2 of Part 2 of the Act.

(3) Schedule 1, clause 5 (1) and (3) (a)

Omit “2–2C” wherever occurring. Insert instead “2–2D”.