



New South Wales

Education and Care Services National Amendment (Bassinets) Regulations 2023

under the

Education and Care Services National Law

The Education Ministers Meeting has made the following regulations under sections 301 and 324 of the *Education and Care Services National Law* as applied by the law of the States and Territories.

SARAH BREACH
Director, Education Ministers Meeting Support
National Schools Reform Division
Australian Government Department of Education

11 August 2023

Education and Care Services National Amendment (Bassinets) Regulations 2023

Contents

		Page
	1 Name of regulations	3
	2 Commencement	3
Schedule 1	Amendment of Education and Care Services National Regulations	4

Education and Care Services National Amendment (Bassinets) Regulations 2023

under the

Education and Care Services National Law

1 Name of regulations

These regulations are the *Education and Care Services National Amendment (Bassinets) Regulations 2023*.

2 Commencement

These regulations commence on 1 October 2023.

Schedule 1 Amendment of Education and Care Services National Regulations

[1] Regulation 84D

Insert immediately before Part 4.2, Division 2—

84D Prohibition of bassinets

- (1) The approved provider of an education and care service must ensure that a bassinet is not on the education and care service premises at any time during which children are being educated and cared for by the service.
Penalty: \$2,200.
- (2) A nominated supervisor of an education and care service must ensure that a bassinet is not on the education and care service premises at any time during which children are being educated and cared for by the service.
Penalty: \$2,200.
- (3) A family day care educator must ensure that, at any time during which the educator is educating and caring for children as part of a family day care service, a bassinet is not on the education and care service premises from which the educator is providing the education and care.
Penalty: \$2,200.
Note— A compliance direction may be issued for failure to comply with subregulation (1).

[2] Regulation 190 Infringement offences

Insert after regulation 190(c)—

- (ca) regulation 84D(1), (2) and (3) (prohibition of bassinets);

[3] Schedule 3 Compliance directions—prescribed provisions

Insert before the matter relating to regulation 89(1)—

Regulation 84D(1)

Prohibition of bassinets