

Education and Care Services National Further Amendment Regulations 2024

under the

Education and Care Services National Law

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

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"321 Qualification requirements for educators—children over preschool age
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Part 1—Preliminary

1—Short title

These Regulations may be cited as the *Education and Care Services National Further Amendment Regulations 2024*.

2—Authorising provision

These Regulations are made under section 301 of the *Education and Care Services National Law*.

3—Commencement

These Regulations come into operation on the day on which they are published on the NSW Legislation website under section 302 of the Law.

4—National Regulations

In these Regulations, the Education and Care Services National Regulations are called the National Regulations.

Part 2—Amendment of National Regulations

5—Regulation 321 substituted

For regulation 321 of the National Regulations **substitute—**

"321—Qualification requirements for educators—children over preschool age

- (1) For the purposes of regulation 126(2), the qualification requirements for educators at a centre-based service educating and caring for children over preschool age are as follows—
 - (a) the first of every 2 educators required to meet the educator to child ratio for children over preschool age must be a qualified educator; and
 - (b) at least 1 of the qualified educators at the service must be a first qualified educator.
- (2) In this regulation—

first qualified educator means an educator who holds a qualification that is published under regulation 137(2) in the list of approved qualifications for first qualified educators working with children over preschool age for South Australia;

qualified educator means an educator who—

- (a) is a first qualified educator; or
- (b) holds a qualification that is published under regulation 137(2) in the list of approved qualifications for second and subsequent qualified educators working with children over preschool age for South Australia."