



Nominated Supervisor

Law section 3(3) Objectives and guiding principles

The guiding principles of the national quality framework are as follows

- (a) that the rights and best interests of the child are paramount;
- (b) that children are successful, competent and capable learners;
- (c) that the principles of equity, inclusion and diversity underlie this Law;
- (d) that Australia's Aboriginal and Torres Strait Islander cultures are valued;
- (e) that the role of parents and families is respected and supported;
- (f) that best practice is expected in the provision of education and care services.

73 Educational program

- (1) This Part applies in relation to the program (the **educational program**) that is required to be delivered under section 168 of the Law to a child being educated and cared for by an education and care service.
- (2) An educational program is to contribute to the following outcomes for each child—
 - (a) the child will have a strong sense of identity;

- (b) the child will be connected with and contribute to his or her world;
- (c) the child will have a strong sense of wellbeing;
- (d) the child will be a confident and involved learner;
- (e) the child will be an effective communicator.

155 Interactions with children

An approved provider must take reasonable steps to ensure that the education and care service provides education and care to children in a way that—

- (a) encourages the children to express themselves and their opinions; and
- (b) allows the children to undertake experiences that develop self-reliance and self-esteem; and
- (c) maintains at all times the dignity and rights of each child; and
- (d) gives each child positive guidance and encouragement toward acceptable behaviour; and
- (e) has regard to the family and cultural values, age, and physical and intellectual development and abilities of each child being educated and cared for by the service.

Remember: If you need to use a checklist go to the members area of Centre Support's website where every checklist imaginable is available.

centresupport.com.au/checklist-for-members/

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[Checklist for Nominated Supervisors](#)

- Access and Participation Nominated Supervisor
- Bathroom Safety and Hygiene Nominated Supervisor
- Behaviour Management Nominated Supervisor

Week 24, 9 - 13 August 2021- 6.2.2 Access and participation

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Answers from last week - Compliance test for educators

Instructions: Nominated Supervisor is to conduct the test. Ask one educator at a time in a location that other educators cannot hear or provide support to the educators being asked the question. Record the responses then analyse to see if the educators' responses would place you at risk of a fine. Finally, train the educators that fail to meet the regulations.

Name of educator:

Questions	Response	Pass or Fail
Section 166 of the Law says it's an offence to use corporal punishment on a child. What is corporal punishment?	The UN Committee on the Rights of the Child (2006) defines corporal punishment as the use of physical force towards a child for the purpose of control and/or correction and with the "intention of causing some degree of pain or discomfort, however light".	
If an educator uses corporal punishment on a child, is this physical abuse under child protection legislation?	Yes.	
Which National Regs are relevant for element 5.2.2 ie cover positive behaviour guidance?	Reg 155 Interactions with Children says educators must "give each child positive guidance and encouragement toward acceptable behaviour."	

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Name of educator:

Questions	Response	Pass or Fail
Miss Mari asks whether it talks about access and participation in the National Regs. Does it?		
Miss Jess says there's a Reg about interactions, with children. Is this relevant?		
Mr Zane asks if there's anywhere in the Regs where it specifically talks about inclusion?		

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The Federal Government's Fair Work website <https://www.fairwork.gov.au/> has a lot of simple, easy to understand information about employee entitlements as well as some useful templates. Each week we'll share information from the website.

This week we're providing two of the Business Tools available on the Fair Work website.

Firstly, the one page [Employer Checklist](#) tests your knowledge of basic employment laws. The checklist notes that if you answer no to any questions, help is available from <https://www.fairwork.gov.au/> or by contacting the Fair Work Infoline on 13 13 94.

Secondly, the [Guide to Self-Auditing Your Business](#) has information on how to conduct an audit and what to cover. The Guide splits the process into five steps:

Step 1 - Check the law

Step 2 - Check your record-keeping

Step 3 - Audit your records

Step 4 - Review the findings

Step 5 - Fix any problems

We have also downloaded these documents and attached to the weekly email.