



Nominated Supervisor

Law section 51(1)(a)

A service approval is granted subject to the condition that the education and care service is operated in a way that ensures the safety, health and wellbeing of the children being educated and cared for by the service.

Regulation 78 Food and Beverages

The approved provider and nominated supervisor ... must ensure that children being educated and cared for by the service—

- (a) have access to safe drinking water at all times; and
- (b) are offered food and beverages appropriate to the needs of each child on a regular basis throughout the day.

Penalty: \$2000.

Regulation 79 Service providing food and beverages

The approved provider and nominated supervisor of ...a service that provides food or a beverage to children ... must ensure that—

- (a) the food or beverage provided is nutritious and adequate in quantity; and

(b) the food or beverage provided is chosen having regard to the dietary requirements of individual children taking into account—

- (i) each child's growth and development needs; and
- (ii) any specific cultural, religious or health requirements.

Penalty: \$2000.

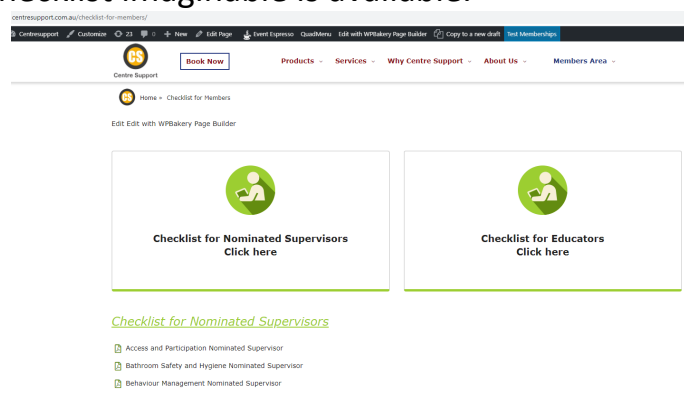
Regulation 80 Weekly menu

The approved provider and nominated supervisor of ...a service that provides food and beverages (other than water) to children ... must ensure that a weekly menu—

- (a) is displayed at a place ... accessible to parents ...; and
- (b) accurately describes the food and beverages to be provided by the service each day.

Penalty: \$1000.

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



Week 32, 18-22 October 2021- 2.1.3 Healthy Lifestyle

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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
Miss Ashley asks what Regs relate to NQS Element 6.2.1 Transitions? What's your response?	Reg 177 Prescribed enrolment and other documents to be kept by approved provider	
Mr Jacob ask why Reg 177 is relevant. Please respond.	Element 6.2.1 is about working with families, other educators, and other professionals when required, to help children feel safe, secure and supported as they move between different spaces and settings. Some of the prescribed documents in Reg 177 help educators to do this eg assessments/evaluations of children's learning. The Guide to the NQF also makes it clear children's safety is essential during transitions, so records like children's attendance and enrolment records prescribed under reg 177 are also relevant.	
Miss Madison asks where in the Regs it talks about including road safety in the Curriculum. Please discuss.	Road safety is not specifically referred to in the Regs, but it is mentioned in the Guide to the NQF for element 6.2.1 eg "Assessors may discuss how road safety education and any active transport initiatives are incorporated into the program."	

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Miss Aisha said she was offering the children yoghurt and apple sauce for afternoon tea as well as the stewed peaches on the menu because some children didn't like peaches. Can she do this?		
Miss Joanna says Jose can eat what all the other children are eating. They shouldn't have to alter the menu just because of his family's religious or cultural preferences. How do you respond?		
Mr Marty asks how they're supposed to know what to feed the children. Please respond.		
Miss Becky says she's been told every Service should have a water fountain outside. Is this correct?		
Miss Jenna asks if there's a Reg about physical activity. Is there?		

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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 reviewing sick leave and carer's leave. Fair Work have a Fact Sheet which we've attached to the weekly email. We've also copied it below.

Workers can take time off from work if they are sick or looking after someone who is sick.

Who can take this leave?

- All workers, except casuals, get paid sick and carer's leave.
- Casual workers get carer's leave, but are not paid.

When can workers take this leave?

- Workers can take sick leave when they're sick or injured and can't come to work.
- Workers can take carer's leave to care for or support a person that lives with them, or someone in their immediate family (which includes parents, children, siblings, partners, grandparents, or a partner's family). The person being looked after must be sick or injured or need help with an unexpected emergency.
- Workers must tell their boss they are taking leave as soon as they can.

Does the worker need to give their boss any evidence?

- A worker can be asked to provide evidence. This is usually a doctor's certificate or a statutory declaration (when you write down a statement and you declare it to be true and sign it in front of a witness).

How much of this leave can workers take?

- Full-time and part-time workers get 10 days of paid sick and carer's leave each year (pro rata for part-time employees), based on their ordinary hours of work. The entitlement to 10 days of sick and carer's leave can be calculated as 1/26th of an employee's ordinary hours of work in a year. If workers don't use this leave in that year, it is kept for future use.
- Casual workers get 2 days of carer's leave without pay each time they need it.
- Full-time and part-time workers can also take 2 days of carer's leave without pay if they don't have any paid sick or carer's leave left.

How much pay do workers get?

- Workers get their base (normal) rate of pay. This doesn't include overtime, penalties, allowances or bonuses.

What if a worker is finishing a job?

- Most workers don't get paid for any remaining sick and carer's leave when their job ends.

Find out more

For more information about sick and carer's leave, go to www.fairwork.gov.au/leave.

You can also talk with someone from a community organisation or community legal centre, a HR officer, an Indigenous liaison or employment officer, an employer association (if you're a boss) or a union representative (if you're a worker).

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