



## Nominated Supervisor

### Section 168 Offence relating to required programs

**(1)(b) and (2)(b)** The Approved Provider and Nominated Supervisor ... must ensure that a program is delivered to all children ...in a manner that accords with the approved learning framework.

Penalty: \$4,000, in the case of an individual. \$20,000, in any other case.

### Regulation 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 ....

(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.

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

The screenshot shows the website interface for Centre Support. At the top, there is a navigation menu with links for 'Home', 'Products', 'Services', 'Why Centre Support', 'About Us', and 'Members Area'. Below the menu, there are two large buttons: 'Checklist for Nominated Supervisors Click here' and 'Checklist for Educators Click here'. Below these buttons, there is a section titled 'Checklist for Nominated Supervisors' with three sub-links: 'Access and Participation Nominated Supervisor', 'Behaviour Management Nominated Supervisor', and 'Safety and Hygiene Nominated Supervisor'.

### Week 18, 13 June – 17 June 2022 – 1.2.3 Child directed learning

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### 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 Montana asks how element 1.2.3 relates to the Regs? Does it?		
Mr Aldo asks what happens if educators don't implement child directed learning. Please respond.		
Miss Steph says she's confused by the word agency.' Please explain what children's agency means.		

Name of educator:

Questions	Response	Pass or Fail
Miss Montana asks how element 1.2.3 relates to the Regs? Does it?		
Mr Aldo asks what happens if educators don't implement child directed learning. Please respond.		
Miss Steph says she's confused by the word agency.' Please explain what children's agency means.		

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## Answers from last week - Compliance test for educators

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Name of educator:

Questions	Response	Pass or Fail
Miss Faith says sometimes the National Law uses the word 'prescribed' eg 'prescribed documents.' She asks what this means. Please explain.	The word 'prescribed' means 'outlined in the Regulations eg so in Law section 175 which says "An approved provider ...must keep the prescribed documents available for inspection, Reg 177 'Prescribed enrolment and other documents to be kept by approved provider' lists/outlines the documents that must be kept. The relevant reg will always refer back to the particular section of the Law. For example, Reg 177 starts out with "For the purposes of section 175(1) of the Law....."	
Mr Jordan asks why Law section 175' Offence relating to requirement to keep enrolment and other documents' is relevant for element 6.1.3 Families are supported. Why do you think it is?	It's important because a lot of the prescribed child-related records provide information about families and children's wellbeing, and can therefore be used to help implement element 6.1.3.	
Miss Thando asks if element 6.1.3 relates in any way to implementing the EYLF/MTOP. What do you think?	Yes it does. The EYLF/MTOP include the Principles 'Partnerships with Families' and 'High Expectations and Equity' and the Practice 'Holistic Approaches,' all of which are improved when element 6.1.3 is properly implemented.	

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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 [Consultation and Cooperation in the Workplace](#).

Awards contain standard consultation clauses. One of these requires employers to consult with employees and their representatives if they intend to change an employee's regular roster or ordinary hours of work.

An employer who intends to change regular rosters or ordinary hours of work at a workplace must consult with employees affected by the change first. The employer must:

- provide employees and their representatives (if any) with information about the proposed change
- invite the employees and their representatives (if any) to give their views about the impact of the proposed change, including any impact on family and caring responsibilities
- consider any views given by the employees or their representatives.

See for example Clause 8A in the [Children's Services Award 2010](#) and Clause 30 in the [Education Services \(Teachers\) Award 2020](#)

Fair Work has a [Consultation and Cooperation in the Workplace Best Practice Guide](#) which provides more information and case studies.