

Early Childhood Education Directorate Convictions and Significant Enforcement Actions

Approved Provider	Sitebeau Pty Ltd
Service Name	Yass Little Learners
Type of Service	Centre based education and care service
Action Taken	<p>Prosecution action against Sitebeau Pty Ltd for:</p> <ul style="list-style-type: none"> • one offence of failing to ensure adequate supervision of children - section 165(1) of the <i>Children (Education and Care Services) National Law (NSW)</i>; • one offence of failing to take every reasonable precaution to protect children from harm and from any hazard likely to cause injury - section 167(1) of the <i>Children (Education and Care Services) National Law (NSW)</i>; and • one offence of failing to take reasonable steps to ensure that nominated supervisors and staff members of, and volunteers at, the service follow the policies and procedures required - regulation 170(1) of the <i>Children (Education and Care Services) National Regulations (NSW)</i>
Date of conviction	11 February 2021
Sentence	Convicted at Yass Local Court and fined a total of \$45,450.

Proven offence:

Sitebeau Pty Ltd:

- failed to ensure that adequate supervision was provided; and
- failed to take every reasonable precaution to protect a child from harm and from any hazard likely to cause injury when a child was left alone on a bus for approximately five hours and 55 minutes on a day when the maximum air temperature reached 30.8 degrees; and
- failed to take reasonable steps to ensure that nominated supervisors and staff members of the service complied with the required policies and procedures of the service in that it did not:
 - provide a copy of the Service's policies and procedures to all staff when they commenced working at the Service;

- provide training to all staff in relation to the Service's policies and procedures and any changes to them;
- provide a formal induction to all staff or show all staff where the Service's policies and procedures were located; and
- have a requirement that all staff were required to read and be familiar with the Service's policies and procedures.