



Mr  
Ms  
Ms  
Mr

Persons with Management or Control  
ACT Education Directorate

RE: North Ainslie Primary School - Preschool Unit  
Kaleen Primary School - Preschool Unit  
Yarralumla Primary School - Montessori School  
Yarralumla Primary School – Preschool Unit  
Curtin Primary School - Curtin North Preschool Unit  
Curtin Primary School - Curtin South Preschool Unit  
Fraser Primary School – Preschool Unit  
Charles Weston School – Coombs Preschool Unit  
Isabella Plains Early Childhood School Preschool Unit  
Palmerston District Primary School – Preschool Unit  
Lyons Early Childhood School Preschool Unit  
Hawker Primary School – Preschool Unit

Email: [redacted]@act.gov.au,  
[redacted]@act.gov.au,  
[redacted]@act.gov.au,  
[redacted]@act.gov.au ,  
[redacted]@act.gov.au

Dear Mr [redacted] Ms [redacted] Ms [redacted] & Mr [redacted]

#### COMPLIANCE NOTICE

#### Section 177, *Education and Care Services National Law (ACT)*

**Approved provider:** ACT Education Directorate (the Provider) PR-00006465

**Approved services:**

- (a) North Ainslie Primary School - Preschool Unit SE-00011216
- (b) Kaleen Primary School - Preschool Unit SE-00011202
- (c) Yarralumla Primary School - Montessori School SE-00011235
- (d) Yarralumla Primary School - Preschool Unit SE-00011236
- (e) Curtin Primary School - Curtin North Preschool Unit SE-00011179
- (f) Curtin Primary School - Curtin South Preschool Unit SE-00011180
- (g) Fraser Primary School – Preschool Unit SE-00011189
- (h) Charles Weston School – Coombs Preschool Unit SE-40005869
- (i) Isabella Plains Early Childhood School Preschool Unit SE-00011806
- (j) Palmerston District Primary School – Preschool Unit SE-00011217
- (k) Lyons Early Childhood School Preschool Unit SE-00011807
- (l) Hawker Primary School – Preschool Unit SE-00011199

The Regulatory Authority is satisfied that above Services operated by ACT Education Directorate (the Provider) PR-00006465 (the Provider), is not complying with the provisions of the *Education and Care Services National Law (ACT)* (the Law) and the *Education and Care Services National Regulations* (the Regulations) as outlined hereunder.

In making the decision to issue this compliance notice, the Regulatory Authority has considered the substantiated contravention, the nature of the risk posed to children by the contraventions, and the objectives and guiding principles of the Law.

Provision of the Law	Description	Steps to be taken by the Approved Provider
<b>Section 169(2)</b>	An approved provider of an education and care service must ensure that each educator educating and caring for children for the service meets the qualification requirements relevant to the educator's role as prescribed by the national regulations.	The Provider to is to submit evidence demonstrating the following actions: <ul style="list-style-type: none"> <li>i. Evidence demonstrating that Provider has policy and procedures to ensure suitable qualified educators are educating and caring for children in compliance with <i>National Law and Regulations</i>.</li> <li>ii. Evidence demonstrating that the Provider is recruiting for qualified educators to ensure suitable qualified educators are educating and caring for children in compliance with <i>National Law and Regulations</i>.</li> </ul>
<b>Section 167(1)</b>	The approved provider of an education and care service must ensure that every reasonable precaution is taken to protect children being educated and cared for by the service from harm and from any hazard likely to cause injury.	<ul style="list-style-type: none"> <li>iii. Evidence demonstrating that the Provider has notified all Nominated Supervisors, and Nominated Supervisors have acknowledged that it is a breach of the National Law to place unqualified educators in their Preschools.</li> </ul> <p><b>Required evidence to be forwarded to the Regulatory Authority within 28 days of receipt of this Notice.</b></p>

Time for Compliance

You are required to provide written evidence of your compliance **by the time indicated within the above table**. Please direct your response submission via email to [vittorio.colosimo@act.gov.au](mailto:vittorio.colosimo@act.gov.au) or by post to:

Children’s Education and Care Assurance (CECA),  
Education Directorate  
Attention: Vittorio Colosimo  
GPO Box 158, Canberra ACT 2601

### Failure to Comply

It is an offence for an approved provider to fail to comply with this compliance notice within the period specified. If you do not take the required actions, or do not take those steps within the required timeframe, I may consider imposing further sanctions, including suspension of your service approval or prosecution. The penalty that a court may impose is \$6800 for an individual and \$34,400 for an entity.

### Review of Decision

A decision to issue a compliance notice is a **reviewable decision** as defined in Section 190 of the *Law*. Under section 191 of the *Law*, you may apply for an internal review of this decision. Any application must be lodged within 14 days after you are notified of the decision (or, if not notified, within 14 days after becoming aware of the decision).

An application for review may be made by completing the form *AR01 Application for Internal Review of Reviewable Decision* which can be obtained from the ACECQA website.

### Service's Record of Compliance

Details of this compliance notice must be recorded in the Service's record of compliance including: the reason the compliance notice was issued; the steps specified in the notice; and the date by which the steps specified must be taken. The information must not identify any person other than the approved provider.

The information does not need to be recorded until after the period for applying for internal review has expired.

### Publication

Under section 270(5) of the *National Law*, the Regulatory Authority may publish information about this compliance notice.

Should you have any questions about this decision please contact Authorised Officer Vittorio Colosimo via email [vittorio.colosimo@act.gov.au](mailto:vittorio.colosimo@act.gov.au).

Yours sincerely



Vittorio Colosimo  
A/g Assistant Director  
Children's Education and Care Assurance  
Education and Care Regulation and Support

30 June 2025