

Ms [REDACTED]
Person with management or control
AUSTRALIAN CARE AND EDUCATIONAL SERVICES PTY LTD

Email: [REDACTED]

Dear Mr [REDACTED]

Show Cause Notice – Proposal to cancel provider approval: PR-40002225
Section 31, *Education and Care Services National Law (ACT) Act 2011 (National Law)*

As a delegate of the ACT Regulatory Authority (the Authority), also known as Children’s Education and Care Assurance, I notify you that I am considering cancelling the provider approval for AUSTRALIAN CARE AND EDUCATIONAL SERVICES PTY LTD, PR-40008733.

Consistent with Section 31(f) of the National Law, I am considering the cancellation of the provider approval on the following grounds:

1. The Regulatory Authority reasonably believes that the provider has not operated any education and care service for a period of more than 12 months (including any period of suspension).

Evidence supporting the grounds

2. On 7 October 2016 you were granted provider approval by the ACT Regulatory Authority for AUSTRALIAN CARE AND EDUCATIONAL SERVICES PTY LTD, PR-40008733.
3. It is a condition of this approval that the approved provider must comply with the provisions of the *Education and Care Services National Law (ACT) Act 2011* and the *Education and Care Services National Regulations 2011*.
4. On 3 May 2021 you were sent a show cause for cancellation of Service Approval for kiddie cove family day care, SE-40010550. The Authority did not receive a response, therefore on 11 June 2021 you were sent a service cancellation notice.
5. An application from the provider to voluntarily suspend the service approval for kiddie cove family day care was received by the Regulatory Authority on 21st May

2019. The Regulatory Authority approved the voluntary suspension on 24th May 2019, and a letter was sent to the provider notifying them of the outcome.

6. Section 85 of the Law states that a voluntary suspension cannot exceed 12 months. The provider failed to notify the Regulatory Authority of the intention to resume operation of the service under service approval SE-40010550 or of the intention to surrender the service approval by the end of the 12 months of voluntary suspension.
7. The provider did not ensure that operation of the service resumed after a voluntary suspension of maximum 12 months. It is a condition of the service approval that the service is operating if there is no suspension in place.
8. The Authority has had no correspondence from you since this time, in relation to your status as an approved provider or your intentions to apply to for a service approval to operate an education and care service.

Notice under Show Cause

Under section 32 (2)(c) of the National Law, you may provide a written submission to me about the issues.

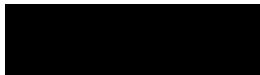
Under section 32 of the National Law, any written submission you make within the time stated in this show cause notice will be considered by me before I make a decision regarding whether to cancel your provider approval. If no submission is provided within the 30 day period, I may make a decision under section 33 of the National Law.

Any written submission must be sent to me at the following address:

Jo Williams
Director
Children's Education and Care Assurance
Education Directorate
GPO Box 158
CANBERRA ACT 2601

Should you have any questions about this notice please contact me on 6207 1289 or at jo.williams@act.gov.au.

Yours sincerely



Jo Williams
Director Quality Assurance and Audit
Education and Care Regulation and Support
ACT Education Directorate

21 September 2021