

[REDACTED]

Person with Management or Control

Edge Early Learning ACT Pty Ltd

Re: Edge Early Learning Higgins

Email: [REDACTED]

Dear [REDACTED]

COMPLIANCE NOTICE

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

Approved provider name: Edge Early Learning ACT Pty Ltd

Approved provider number: PR-40029018

Approved service name: Edge Early Learning Higgins

Approved service number: SE-40011608

I am satisfied that Edge Early Learning Higgins SE-40011608 (the Service) operated by Edge Early Learning ACT Pty Ltd PR-40029018 (the Provider) is not complying with the provisions of the *Education and Care Services National Law Act (ACT)* (the Law) as outlined hereunder.

In making the decision to issue this compliance notice, I have considered the contravention of sections 165(1) and 167(1) of the Law, the nature of the risk posed to children by the contravention, and the objectives and guiding principles of the Law.

Provision of the National Law	Description	Steps to be taken by the Approved Provider
National Law Section 165(1)	The approved provider of an education and care service must ensure that all children being educated and cared for by the service are adequately supervised at all times that the children are in the care of that service.	The Provider to is to submit evidence demonstrating the following actions: i. Reviewed and implemented supervision policy, plans and procedure and reviewed risk assessments for infant spaces to support adherence to the National Law.
National Law Section 167(1)	The approved provider of an education and care service must ensure that every reasonable precaution is taken to protect children being educated and care for by the service from harm and from	ii. The Service's Quality Improvement Plan includes a recent assessment by the Provider of the quality of the practices of the Service regarding supervision and accountability of children and identifies any areas

	any hazard likely to cause injury.	about supervision that the Provider considers requires improvement. iii. All educators are aware of, and understand, expectations of the National Law and the Provider in respect to provision of adequate supervision of all children at all times that they are being educated and cared for by the Service. Evidence required within 14 days of receipt of this Notice.
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Time for Compliance

You are required to provide written evidence of your compliance **by the time indicated within the above table**, to the ACT Regulatory Authority (the Authority), Children's Education and Care Assurance, ACT Education Directorate.

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 \$6000 for an individual and \$30,000 for an entity.

Review of decision

A decision to issue a compliance notice is a reviewable decision for internal review by the Regulatory Authority. 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. An application for review must be submitted to the Regulatory Authority within 14 days after the day on which you are notified of this decision.

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. If no review is requested within 14 days, details of this compliance notice will be published on www.det.act.gov.au.

If you have any questions about this notice, please contact Janine Fairburn via email at janine.fairburn@act.gov.au.

Yours Sincerely



Jo Williams
Director
Children's Education and Care Assurance
Education and Care, Regulation and Support

21 June 2023