

Child Care Enforcement Action Register 2018-2019 (First Quarter)

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Summary Table

Summary Table 2018–2019 (1st Quarter)					
Period	State	Sanction - Cancellation	Sanction - Conditions	Immediate Suspension	Total
2018-2019 1st Quarter	ACT	0	0	0	0
	NSW	4	0	0	4
	NT	0	0	0	0
	QLD	1	0	0	1
	SA	0	0	0	0
	TAS	0	0	0	0
	VIC	7	0	1	8
	WA	1	0	0	1
	TOTAL	13	0	0	1

2018-2019 (1st Quarter)

VICTORIA (VIC)

A1 Family Day Care

Provider: A1 Family Day Care Pty Ltd

Suburb: HOPPERS CROSSING, VIC

Service type: FDC

Action taken: Sanction under section 195H – Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219N (obligation to give reports to the Secretary) “as saved”
- subsection 219N (5) (obligation to give reports to Secretary) “as saved”
- section 219AB (when and how notice to be given) “as saved”
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 7 (applicant to be a suitable person)
- section 10A (family day care services: additional requirements)
- subsection 10(1A) (g) (provision of care)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16(2) (suitability of applicant)
- section 21 (information regarding child care services)
- section 21A (approval by Secretary)

Education and Care Services National Regulations

- regulation 124 (number of children who can be educated and cared for - family day care educator)

Date of effect: 17.09.2018

Aspire Family Day Care & Training Service Pty Ltd

Provider: Aspire Family Day Care & Training Service Pty Ltd

Suburb: BROADMEADOWS, VIC

Service type: FDC

Action taken: Sanction under section 195H – Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 196 (conditions for continued approval) “as saved”
- section 219N (obligation to give reports to the Secretary) “as saved”
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 10(1A) (g) (provision of care)
- subsection 16 (continuing compliance with part 2)
- section 19 (notifiable events)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 “as saved”

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

Education and Care Services National Regulations

- regulation 124 (number of children who can be educated and cared for - family day care educator)

A New Tax System (Family Assistance) (Administration) (Child Care Benefit —Record Keeping) Rules 2017

- section 5 (additional records to be kept by approved family day care services)

Date of effect: 27.09.2018

Barwaaqo Family Day Care

Provider: Barwaaqo Family Day Care Pty Ltd

Suburb: GLENROY, VIC

Service type: FDC

Action taken: Sanction under section 195H – Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219N (obligation to give reports to the Secretary) “as saved”
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) “as saved”
- section 219BC (obligation to charge no more than usual fee - special grandparent rate) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 ‘as saved’

- section 7 (applicant to be a suitable person)
- section 10A (family day care services: additional requirements)
- subsection 10A (1) (family day care services: additional requirements)
- subsection 10A (2) (family day care services: additional requirements)
- subsection 10A (6) (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16(2) (suitability of applicant)
- section 19 (notifiable events)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 “as saved”

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

Child Care Benefit (Session of Care) Determination 2016 “as saved”

- section 12 (not a session of care for special grandparent rate purposes)

Date of effect: 29.09.2018

Bright Kids Family Daycare Pty Ltd

Provider: Bright Kids Family Daycare Pty Ltd

Suburb: HAMPTON PARK, VIC

Service type: FDC

Action taken: Sanction under section 195H – Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 219N (obligation to give reports to the Secretary) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 10A (family day care services: additional requirements)
- subsection 10A (1) (family day care services: additional requirements)
- subsection 10A (2) (family day care services: additional requirements)
- subsection 10A (6) (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 “as saved”

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- subsection 16(1) (continuing compliance with part 2)

Education and Care Services National Regulations

- regulation 124 (number of children who can be educated and cared for - family day care educator)

Date of effect: 21.09.2018

Remy Family Day Care

Provider: Remy Family Day Care Pty Ltd

Suburb: MELTON WEST, VIC

Service type: FDC

Action taken: Suspension under section 197A of Provider Approval

Conditions of approval not complied with / grounds for sanction:

Non-compliance with State or Commonwealth Law

Date of effect: 30.07.2018

Nextgen Family Daycare Pty Ltd

Provider: Nextgen Family Daycare Pty Ltd

Suburb: CARLTON, VIC

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- subsection 174(1) (false statement), without conviction "as saved"
- section 219N (obligation to give reports to the Secretary) "as saved"

*Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval)
Rules 2017 "as saved"*

- section 7 (applicant to be a suitable person)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16(2) (suitability of applicant)

Date of effect: 13.09.2018

Nouh Family Day Care

Provider: Nouh Family Day Care Pty Ltd

Suburb: GLENROY, VIC

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) “as saved”
- section 219BC (obligation to charge no more than usual fee - special grandparent rate) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”
- section 219N (obligation to give reports to the Secretary) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 7 (applicant to be a suitable person)
- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 10A (6) (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16 (2) (suitability of applicant)
- section 19 (notifiable events)

Child Care Benefit (Session of Care) Determination 2016 “as saved”

- section 12 (not a session of care for special grandparent rate purposes)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 “as saved”

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

Date of effect: 21.09.2018

Lil'issa Family Day Care

Provider: Ubah Abdi

Suburb: NOBLE PARK, VIC

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 196 (conditions for continued approval) "as saved"
- section 219N (obligation to give reports to the Secretary) "as saved"
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) "as saved"
- section 219BA (obligation to pass on fee reduction where approved child care service eligible) "as saved"
- section 219EA (obligation to pass on weekly child care rebate) "as saved"
- section 219QB (remitting amounts that cannot be passed on) "as saved"
- section 219QE (remitting amounts that cannot be passed on) "as saved"

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 "as saved"

- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 16 (continuing compliance with part 2)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 "as saved"

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

A New Tax System (Family Assistance) (Administration) (Child Care Benefit —Record Keeping) Rules 2017

- section 5 (additional records to be kept by approved family day care services)

Date of effect: 22.09.2018

NEW SOUTH WALES (NSW)

Child Wise Family Day Care Scheme

Provider: Child Wise Family Day Care Pty Ltd

Suburb: FAIRFIELD, NSW

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219B (obligation to pass on fee reduction where individual conditionally eligible) "as saved"
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) "as saved"
- section 219EA (obligation to pass on weekly child care rebate) "as saved"
- section 219QB (remitting amounts that cannot be passed on) "as saved"
- section 219QE (remitting amounts that cannot be passed on) "as saved"
- section 219N (obligation to give reports to the Secretary) "as saved"

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 "as saved"

- section 7 (applicant to be a suitable person)
- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16 (2) (suitability of applicant)

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 "as saved"

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)

Date of effect: 12.09.2018

Casey Hope Family Day Care Guildford

Provider: Casey Hope Family Day Care Pty Ltd (DANDENONG, VIC)

Suburb: BLACKTOWN, NSW

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 "as saved"

- subsection 16(1) (continuing compliance with part 2)

Date of effect: 31.08.2018

Diamond Day Care Pty Ltd

Provider: Diamond Day Care Pty Ltd

Suburb: CLAYMORE, NSW

Service type: FDC

Action taken: Sanction under section 200 - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219B (obligation to pass on fee reduction where individual conditionally eligible) "as saved"
- section 218BA (obligation to pass on fee reduction where approved child care service eligible) "as saved"
- section 219EA (obligation to pass on weekly child care rebate) "as saved"
- section 219QB (remitting amounts that cannot be passed on) "as saved"
- section 219QE (remitting amounts that cannot be passed on) "as saved"
- section 219N (obligation to give reports to the Secretary) "as saved"

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 "as saved"

- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)

Date of effect: 24.09.2018

Leaping Learners Family Day Care

Provider: Fatin Allam

Suburb: GUILDFORD, NSW

Service type: FDC

Action taken: Sanction under section 195H - Variation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219B (obligation to pass on fee reduction where individual conditionally eligible) "as saved"
- section 219EA (obligation to pass on weekly child care rebate) "as saved"
- section 219QB (remitting amounts that cannot be passed on) "as saved"
- section 219QE (remitting amounts that cannot be passed on) "as saved"
- section 219N (obligation to give reports to the Secretary) "as saved"

Child Care Benefit (Children in respect of whom no-one is eligible) Determination 2015 "as saved"

- section 8 (session of care provided by an approved family day care service to the child of an FDC carer or the FDC carer's partner)
- section 9 (session of care provided to a child who is 14 years of age or older or who attends secondary school)

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 "as saved"

- section 7 (applicant to be a suitable person)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16 (2) (suitability of applicant)

Education and Care Services National Regulations

- regulation 124 (number of children who can be educated and cared for - family day care educator)

Date of effect: 19.09.2018

QUEENSLAND (QLD)

Care Family Day Care

Provider: Kuol Atem Kuol Kuol

Suburb: BOOVAL, QLD

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219AB (when and how notice to be given) “as saved”
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”
- section 219N (obligation to give reports to the Secretary) “as saved”
- subsection 219N (5) (obligation to give reports to Secretary) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 7 (applicant to be a suitable person)
- subsection 10(1A) (provision of care)
- section 10A (family day care services: additional requirements)
- section 10AB (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16 (2) (suitability of applicant)
- section 21 (information regarding child care services) (re FDC Educators/Child Care places within time frame)
- section 21A (approval *by Secretary*) (*form and Manner re section 21*)

Education and Care Services National Regulations

- regulation 124 (number of children who can be educated and cared for - family day care educator)

Date of effect: 24.09.2018

WESTERN AUSTRALIA (WA)

Bubbles Family Day Care Scheme

Provider: Bubbles Family Day Care Scheme Pty Ltd

Suburb: EAST VICTORIA PARK, WA

Service type: FDC

Action taken: Sanction under section 195H - Cancellation of Provider Approval

Conditions of approval not complied with / grounds for sanction:

The provider of the service was found by a decision maker in the department to have contravened the following conditions of their continued approval:

- section 219AB (when and how notice to be given) “as saved”
- section 219B (obligation to pass on fee reduction where individual conditionally eligible) “as saved”
- section 219EA (obligation to pass on weekly child care rebate) “as saved”
- section 219N (obligation to give reports to the Secretary) “as saved”
- subsection 219N (5) (obligation to give reports to Secretary “as saved”
- section 219QB (remitting amounts that cannot be passed on) “as saved”
- section 219QE (remitting amounts that cannot be passed on) “as saved”

Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Rules 2017 “as saved”

- section 7 (applicant to be a suitable person)
- section 10A (family day care services: additional requirements)
- subsection 16(1) (continuing compliance with part 2)
- subsection 16 (2) (suitability of applicant)

Date of effect: 29.09.2017