

Child Safe Environment update

This document provides an overview of the changes to Child Safe legislation effective 22 October 2018.

Children and Young People (Safety) Act 2017

From 22 October 2018, some sections of the *Children's Protection Act* 1993 pertaining to creating and maintaining child safe environments and mandated notifying will be replaced by the *Children and Young People (Safety) Act* 2017.

Some minor changes to club administration will be required. A summary appears below:

Create and maintain child safe environments

What's changed

Children's Protections Act 1993 section 8C = *Children and Young People (Safety) Act* 2017 Chapter 8

Previously the lodgement of a Child Safe Compliance Statement with the Department for Education was a one-off requirement.

What's new

With the introduction of the *Children and Young People (Safety) Act* 2017 a Compliance Statement will need to be lodged when relevant policies and procedures are adopted, varied or substituted.

On 22 October 2018, Compliance Statements already submitted will 'roll-over'.

The *Children and Young People (Safety) Act* 2017 will also require organisations to review their child safe environment policies and procedures at least once every 5 years.

What you need to do

The Department for Education will develop guidelines and online reporting mechanisms to assist organisations in determining when a new Compliance Statement is required.

The Principles of Good Practice will remain a Chief Executive instruction under Section 145 of the *Children and Young People (Safety) Act* 2017.

Organisations will need to continue meeting the 7 principles of providing child safe environments.



Mandated notifying

What's changed

Children's Protection Act 1993 Part 4, Division 1 = Children and Young People (Safety) Act 2017 Chapter 5, Part 1

What's new

The new legislation introduces new terminology. Mandated notification is the reporting of a suspicion on reasonable grounds that a child or young person is, or may be, at risk.

More information about the use of new language will be available soon.

For sport and active recreation organisations there is no change to the criteria of who within your organisation is a mandated notifier. These being:

- Provides services directly to children and young people; or
- Holds a management position in the organisation the duties of which include direct responsibility for, or direct supervision of, provision of services to children and young people.

What you need to do

The intent of the legislation has not changed.

Sport and active recreation organisations need to continue to be proactive in their duty to safeguard and promote the welfare of children and young people.

If staff or volunteers are concerned about a child and have a reasonable suspicion that a child is at risk, organisations need to support the person to contact the Child Abuse Report Line (CARL) on 131 478.

Connect with us

Office for Recreation, Sport & Racing
South Australian Sports Institute
27 Valetta Road
Kidman Park SA 5025
PO Box 219
Brooklyn Park SA 5032

✉ officerecsport@sa.gov.au

💻 ors.sa.gov.au

☎ 1300 714 990

📞 (08) 8457 1571

📘 @SARecandSport

🐦 @SASI_sport

📺 @sa_sports_institute

📺 @ORSSASI



Government of South Australia

Office for Recreation, Sport and Racing