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

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| 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 | 1 | **14** |

## 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