

## Early Childhood Education Directorate

### Convictions and Significant Enforcement Actions

|                    |                                                                                                                                                                                                                                                                                                                                                        |
|--------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Approved Provider  | Mr Richard Laney                                                                                                                                                                                                                                                                                                                                       |
| Service Name       | Koala Long Day Care Centre                                                                                                                                                                                                                                                                                                                             |
| Type of Service    | Centre based education and care service                                                                                                                                                                                                                                                                                                                |
| Action Taken       | <p>Prosecution action against Mr Richard Laney for:</p> <ul style="list-style-type: none"><li>one offence of failing to ensure that every reasonable precaution was taken to protect children from harm and from any hazard likely to cause injury – section 167(1) of the <i>Children (Education and Care Services) National Law (NSW)</i>.</li></ul> |
| Date of conviction | 15 October 2020                                                                                                                                                                                                                                                                                                                                        |
| Sentence           | Convicted at Parramatta Local Court and fined a total of \$3,500                                                                                                                                                                                                                                                                                       |

#### Proven offence:

Mr Richard Laney failed to ensure that every reasonable precaution was taken to protect children being educated and cared for by the service from harm and from any hazard likely to cause injury in that the child was placed in a hazardous situation (being alone and unsupervised on the street) and:

- failed to ensure the child was supervised in a manner that prevented him from leaving the service premises unaccompanied;
- failed to move the sign-in area away from the entrance of the service premises to avoid over-crowding of persons at the entrance;
- failed to install adequate signage to remind parents to close doors and gates immediately upon entering and exiting the service premises; and
- failed to implement a roll call and/or head count procedure at regular intervals to ensure that all children were accounted for.