



Early Childhood Education Directorate Convictions and Significant Enforcement Actions

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| Nominated Supervisor | Kerrie Ross-Clark, employed by Pipdol Pty Ltd |
| Service Name | Cheeky Cherubs Preschool |
| Type of Service | Centre based education and care service |
| Action Taken | Prosecution action against Kerrie Ross-Clark for: <ul style="list-style-type: none">• one offence of failing to ensure adequate supervision of children – section 165(2) of the <i>Children (Education and Care Services) National Law (NSW)</i>;• one offence of failing to ensure that the relevant number of educators educating and caring for children at the service is no less than the prescribed number – section 169(3) of the <i>Children (Education and Care Services) National Law (NSW)</i>; and• one offence of failing to ensure that children only leave the service premises in accordance with the Regulations – clause 99(2) of the <i>Education and Care Services National Regulations (NSW)</i> |
| Date of conviction | 19 July 2017 |
| Sentence | Convicted at Gosford Local Court and fined a total of \$6,600 |

Proven offence:

Kerrie Ross-Clark, in her capacity as nominated supervisor, failed to ensure that:

- adequate supervision was provided;
- the service complied with the National Law and Regulations in respect to the educator to child ratios (three educators were present but four educators were required); and
- a child did not leave the education and care service premises except in accordance with the Regulations.