



## Early Childhood Education Directorate Convictions and Significant Enforcement Actions

Educator	Ms Ru Duff
Service Name	Mission Australia Family Day Care South West Sydney
Type of Service	Family day care service
Action Taken	Prosecution action against Ms Ru Duff for: <ul style="list-style-type: none"><li>one offence of failing to ensure adequate supervision of children - section 165(3) of the <i>Children (Education and Care Services) National Law (NSW)</i>.</li></ul>
Date of conviction	6 December 2019
Sentence	Convicted at Liverpool Local Court and sentenced to a Conditional Release Order for a period of 6 months

### Proven offence:

Ms Ru Duff was an educator registered with Mission Australia Family Day Care South West Sydney. On 21 May 2019, a 17 month old child was in the care of Ms Duff at her family day care residence. At approximately 2:00pm, the child fell asleep in a cot in the playroom. At this time, Ms Duff had three children in her care.

At approximately 2:50pm, Ms Duff left the family day care residence with two of the children in her care to collect another child from the local school. Ms Duff left the 17 month old child alone in the residence, and asleep in the cot. Ms Duff told an educator support officer, who had attended the residence for an unannounced visit, that she had left the child alone as she had not wanted to wake him. The walk to the school and back was less than 15 minutes.

Ms Duff, in her capacity as a family day care educator:

- failed to adequately supervise a child by leaving him alone at the family day care residence between approximately 2:50pm and 3:02pm.