

From: CHECK <CHECK@kidsguardian.nsw.gov.au>
Sent: Friday, 27 March 2020 2:55 PM
To: Virginia Gagan-Wilson | DOGS NSW <vgagan-wilson@dogsnsw.org.au>
Subject: WWCC Enquiry – Virginia Gagan-Wilson

Dear Virginia Gagan-Wilson,

Thank you for your e-mail.

Generally, a Working With Children Check (WWCC) is required by anyone who works face-to-face with children.

However, a WWCC is **not** required by a person who works face-to-face with children if the person is exempt.

In addition, from 1 July 2017, a person who does not work face-to-face with children, but who provides ongoing counselling, mentoring or distance education for children using any form of communication that does not primarily involve face-to-face contact, is now required to have a WWCC.

Employers are required to determine which child-related roles require a WWCC and which roles fall under an exemption; the Office of the Children's Guardian does not make this determination for employers nor provide legal advice.

Part 4, Clause 20 of the *Child Protection (Working with Children Check) Regulation 2013* gives specific instances of work that is not child-related (which means it will not require a WWCC). Refer to our website <https://www.kidsguardian.nsw.gov.au/child-safe-organisations/working-with-children-check/employer/who-needs-a-working-with-children-check> for more information.

I hope this assists your query. Please note that the above information does not amount to legal advice and independent legal advice should be sought on the application of the *Child Protection (Working with Children) Act 2012* to the particular factual circumstances.

Kind Regards
Maria

Working With Children Check Team | Office of the Children's Guardian
Locked Bag 5100, Strawberry Hills NSW 2012 | **T** 02 9286 7219 | **F** 02 9286 7267 | **E**
check@kidsguardian.nsw.gov.au
www.kidsguardian.nsw.gov.au



Disclaimer:

This message is intended for the addressee named and may contain confidential information. If you are not the intended recipient, please delete it and notify the sender. Views expressed in this message are those of the individual sender, and are not necessarily the views of the Office of the Children's Guardian.



Please consider the environment before printing this email