

Child Risk Management Strategy: Restricted Person Declaration

CONFIDENTIAL RESTRICTED PERSON DECLARATION

This form is for persons requiring access to MOB Academy who are
not an employee of the school.

Please place a tick in **one** of the boxes below.

☐ I declare that I **do not** have any convictions, circumstances or reasons that
might preclude my working with or near children.

☐ I declare that I **do have** a conviction/s, circumstances or reasons that might
preclude my working with or near children.

*I certify the accuracy of the above information. I am aware that I may be
required to provide a police clearance if it is considered necessary to verify
the information provided.*

Date: _____

Full Name: _____

Drivers Licence Details: _____

Student's Name (if applicable): _____

Address: _____

Signature: _____

Restricted Person and Restricted Employment Laws

As of the 31st August 2020, Blue Card Services have introduced 2 new terms – ‘restricted person’ and ‘restricted employment’ – as well as new offences, which mean certain individuals are no longer able to rely on the current exemptions to work or volunteer with children.¹

Definitions

Restricted person

A restricted person is a person who:

- Has been issued a negative notice, or
- Has a suspended blue card, or
- Is a disqualified person, or
- Has been charged with a disqualifying offence which has not been finalized.

Restricted employment

Restricted employment applies to:

- A volunteer parent;
- A volunteer who is under 18;
- Paid or unpaid staff who work in child regulated employment for not more than 7 days in a calendar year; or
- A consumer at a child-related service outlet where they also carry out work at the outlet.

* A child-related service outlet means a place at which disability services are provided to children.

Offences

It is an offence for a restricted person to start or continue working or volunteering in restricted employment. The maximum penalty will be \$66,725 (500 penalty unit) or 5 years in prison.

It is also an offence for an employer to employ or continue to employ a restricted person in restricted employment if they know (or should reasonably know) that they are a restricted person. The maximum penalty is \$26,690 (200 penalty units) or 2 years in prison.

School Obligations

- Ensure that all individuals currently working or volunteering with children in restricted employment, are not a restricted person.
- Ensure anyone who commences work or volunteering in restricted employment is not a restricted person, before that person begins working or volunteering with children.
- If someone currently engaged is a restricted person or becomes a restricted person, ensure they do not continue in child related work.
- Legislation in Queensland does not require parents of children attending the school to have a valid Blue Card. That said, it is highly recommended that all parents participating in a volunteering capacity who are not employed by the school complete a Restricted Person Declaration.

Actions for Implementation

- Relevant current employees and volunteers and new employees and volunteers acknowledge the new laws and sign a Restricted Person Declaration Form declaring they are not a restricted person.
- Men of Business Academy’s Child Risk Management Strategy and relevant complimentary policies and procedures have been updated to include the Restricted Person Declaration Form.

¹ Working with Children (Risk Management and Screening) Act 2000 s176(H-J)