



Catholic Education Office: Canberra Goulburn CRIMES (CHILD SEX OFFENDERS) ACT 2005 (ACT)

CHILD-RELATED EMPLOYMENT DECLARATION (ACT)

Sections 126 and 127 of the Crimes (Child Sex Offenders) Act 2005 (ACT) (the Act) make it an offence for a registrable offender to apply for or engage in child-related employment in the Australian Capital Territory.

Section 8 of the Act defines a **registrable offender** as a person sentenced by a court for a registrable offence or a person who is the subject of a child registration order in the ACT or who is the subject of certain child registration orders in jurisdictions other than the ACT. Section 9 of the Act outlines exceptions to the registrable offender definition.

Sections 128 – 131 of the Act make it an offence for a person who is applying for or engaged in child-related employment to fail to disclose charges laid or pending against him or her for a registrable offence.

Registrable Offences are listed in Schedules 1 and 2 to the Act. These offences include but are not limited to serious sexual and other offences committed against children, in the presence of children or concerning children. Offences such as murder, sexual assault, acts of indecency, sex tourism offences, sexual servitude offences, abduction and child pornography offences are examples of registrable offences.

Child-related employment means any employment which involves contact with a child in relation to any of the following::

- Child protection services;
- Pre-schools, kindergartens and child care centres;
- Family day care schemes;
- Educational institutions for children;
- Attendance centres, institutions or shelters under the Children and Young People Act 1999;
- Refuges or other residential facilities used by children;
- Wards of public or private hospitals in which children are ordinarily patients
- Clubs, associations or movements (including of a cultural, recreational or sporting nature) with a significant child membership or involvement (including involvement of a voluntary nature);
- Religious organisations;
- Babysitting or childminding services arranged by a commercial agency;
- Fostering children;
- Providing public or private transport services for the transport of children;
- Private tuition of any kind for children arranged by a commercial agency;
- Counselling or other support services for children;
- Overnight camps, irrespective of the kind of accommodation or how many children are involved;
- School-crossing services;
- Before and after school care programs;
- School holiday vacation care programs;
- Work-related training contracts under the Vocational Education and Training Act 2003;
- Anything else prescribed by regulation for this Act.

Under the Act **employment** includes:

- Performance of work under a contract of employment for services whether written or unwritten including work as a priest, religious or other minister of religion.
- Performance of work as a volunteer;
- Undertaking practical training as part of an educational or vocational course;
- Performance of work under, or because of, a sentence, including a community service order.

I am aware that I am ineligible to apply for or engage in child related employment in the Australian Capital Territory if I am a registrable offender as defined by Crimes (Child Sex Offenders) Act 2005 (ACT).

I am aware that I must disclose charges currently pending against me for a registrable offence.

I am aware that while I remain engaged in child-related employment I must disclose charges laid against me for a registrable offence

I have read and understood the above information in relation to the Crimes (Child Sex Offenders) Act 2005 (ACT) and understand my responsibilities and obligations under this Act.

I declare that I am not a person prohibited by the Act from applying for or engaging in child-related employment.

Name (block letters)	Signature
Phone contact details	Date

Note: Seek legal advice if you are unsure of your status as registrable offender. This form is to be retained by the employer in a secure location. Information contained on this form must not be disclosed to a third party.