

## LEGISLATIVE COUNCIL

## CHILD EMPLOYMENT AMENDMENT BILL 2022

(Amendments and New Clause to be proposed in Committee by Dr RATNAM)

## 1. Clause 19, after line 1 insert—

'(1) For section 19A(1) of the Principal Act **substitute**—

"(1) The **Worker Screening Act 2020** extends and applies—

- (a) to the supervision of a child in employment that requires a permit under this Act as if that supervision were child-related work for the purposes of the **Worker Screening Act 2020**; and
- (b) except in relation to employment in entertainment, to any adult who performs work (other than the supervision of a child) in the same workplace as a child in employment that requires a permit under this Act as if the adult's work were child-related work for the purposes of the **Worker Screening Act 2020**."

(2) In section 19A(2) of the Principal Act—

(a) for "subsection (1)" **substitute** "subsection (1)(a) or an adult referred to in subsection (1)(b)";

(b) in paragraph (c)—

(i) for "19A(1)" **substitute** "19A(1)(a)";

(ii) after "**2003**" **insert** "or is an adult referred to in section 19A(1)(b) of that Act";

(c) for paragraph (d) **substitute**—

'(d) section 78 applies as if the following subsection were substituted for section 78(3)—

"(3) For the purposes of Chapter 6—

- (a) a person supervising a child referred to in section 19A(1)(a) of the **Child Employment Act 2003** who has been given an interim WWC exclusion under section 66 is not to be regarded as having a current WWC clearance in respect of that supervision; and
- (b) an adult referred to in section 19A(1)(b) of the **Child Employment Act 2003** who has been given an interim WWC exclusion under section 66 is not to be regarded as having a current WWC clearance in respect of work in the same workplace as a child as referred to in section 19A(1)(b) of that Act."';

(d) in paragraphs (h), (k) and (m)—

- (i) for "19A(1)" **substitute** "19A(1)(a)";
  - (ii) after "**2003**" **insert** "or is an adult referred to in section 19A(1)(b) of that Act".'.
2. Clause 19, line 2, before "At" insert "(3)".
  3. Clause 19, line 8, after "employees" insert "or adults who perform work in the same workplaces as child employees".
  4. Clause 19, line 9, after "employees" insert "or adults who perform work in the same workplaces as child employees".
  5. Clause 20, after line 18 insert—
    - '(3) In section 19B of the Principal Act—
      - (a) in subsection (1), for "19A(1)" **substitute** "19A(1)(a) or their work in a workplace referred to in section 19A(1)(b)";
      - (b) for subsection (1)(a) **substitute**—
        - "(a) a person who supervises a child, or performs work in the same workplace as a child, who is closely related to the child;"
      - (c) in subsection (1)(d), after "child" **insert** ", or work in the same workplace as a child,";
      - (d) in subsections (3), (4) and (5)—
        - (i) after "employment" **insert** ", or performs work in the same workplace as a child,";
        - (ii) after "that supervision" **insert** "or work".'.
  6. Clause 42, line 25, omit 'community.'" and insert "community.".
  7. Clause 42, after line 25 insert—

### **'51B Annual reports**

The Wage Inspectorate Victoria must include the following information in its report of operations under Part 7 of the **Financial Management Act 1994** for a financial year—

- (a) the number of children employed under permits in that year—
  - (i) in entertainment; and
  - (ii) other than in entertainment;
- (b) the number of audits conducted under section 51A(c) in that year—
  - (i) in entertainment; and
  - (ii) other than in entertainment;
- (c) the number of compliance notices issued under Division 1A in that year, and the results of those notices—
  - (i) in entertainment; and

- (ii) other than in entertainment;
  - (d) any information prescribed by the regulations.".'. .
8. Clause 63, line 21, after "19A(1)" insert "(a) and (b)".

NEW CLAUSE

9. Insert the following New Clause to follow clause 74—

**'74A Annual reports**

In section 51B(a) of the Principal Act, for "permits" **substitute** "licences".'. .