

**AUSTRALIAN CAPITAL TERRITORY
CHILDREN AND YOUNG PEOPLE ACT 1999**

INSTRUMENT NO. 125 OF 2000

EXEMPTION

I, Bill Stefaniak, Minister for Education, pursuant to my powers under section 331 of the *Children and Young People Act 1999* ("the Act"), hereby exempt the following class of childrens services from the application of section 328(1) of the Act:

- Family day care schemes.

The exemption is subject to the following terms or conditions:

1. The exemption applies separately to each premises where home based care is provided, ("home based care premises"), under a family day care scheme;
2. No home based care premises to which the exemption applies may cater for provision of care for more than 8 children (which may include 4 or less children who are not yet attending primary school as students);
3. The exemption does not apply to home based care premises where the number of children cared for in the premises who are attending primary school as a student is 3 or less, or, where the number of children cared for in the premises who are attending primary school as a student is more than 3 but the total number of children cared for in the premises is 7 or less; and
4. The exemption ceases to apply to an individual home based care premises upon a child who is attending primary school as a student exiting the care arrangement at that premises.

This exemption will remain in force until and including 5 February 2001.

Dated this 5th day of May 2000.

Bill Stefaniak MLA
Minister for Education