

Early Childhood Education Directorate Convictions and Significant Enforcement Actions

Nominated Supervisor	Ms Joni Dunn
Service Name	Stanmore OSHC
Type of Service	Centre based education and care service
Action Taken	<p>Prosecution action against Ms Joni Dunn for:</p> <ul style="list-style-type: none"> • one offence of failing to ensure adequate supervision of children - section 165(2) of the <i>Children (Education and Care Services) National Law (NSW)</i>; and • one offence of failing to take every reasonable precaution to protect children from harm and from any hazard likely to cause injury - section 167(2) of the <i>Children (Education and Care Services) National Law (NSW)</i>.
Date of action	20 August 2020
Sentence	Sentenced at Newtown Local Court. Following a plea of guilt, the court made Conditional Release Orders for both offences under section 10(1)(b) of the <i>Crimes (Sentencing Procedures) Act 1999 (NSW)</i> . The Orders were to be served concurrently. No conviction was recorded.

Proven offence:

Ms Joni Dunn, in her capacity as nominated supervisor:

- failed to ensure children being educated and cared for were supervised at all times, in that she:
 - failed to ensure the child was monitored by staff at the service at all times;
 - failed to implement an adequate supervision plan for the entry and exits to the service in circumstances where the gates on the premises were left open; and
 - failed to have in place and enforce a system to ensure that staff knew where each child was at all times.

- failed to ensure that every reasonable precaution was taken to protect children from harm and from any hazard likely to cause injury, in that the child was exposed to a risk of harm and hazard likely to cause injury when walking alone and unsupervised along a busy road with moving vehicles. Ms Dunn failed to take the precautions as outlined above.