

Details	
1. Details of entity to whom the enforcement action relates	Affinity Education Group Ltd
2. Type of service	Centre-based Day Care
3. Nature of Enforcement Action	Voluntary enforceable undertaking
4. Reason for Enforcement Action	<p>The Regulatory Authority has alleged that Affinity has failed to comply with section 19(2) of the National Law, which makes it a condition of a provider approval that the approved provider must comply with the Law.</p> <p>The Regulatory Authority alleges that this non-compliance relates to breaches of the legislation across Milestones Early Learning services in Queensland over the period 16 November 2021 to 16 November 2023.</p> <p>It is an offence, pursuant to section 19(4) of the National Law, for an approved provider to fail to comply with the conditions of the provider approval.</p> <p>Further information about these provisions of the National Law can be found here.</p>
5. Date of agreed undertaking	<p>15 January 2024</p> <p>For a term of 6 months</p>
6. Details of Enforceable Undertaking	<p>The Approved Provider undertakes to:</p> <ol style="list-style-type: none"> 1) Finalise an Action Plan which must include specific timeframes and identify who is responsible for any action items that are not yet implemented, including but not limited to: <ol style="list-style-type: none"> a) governance arrangements, including how systemic governance controls will operate in practice. Details of governance arrangements to include a finalised Organisational Chart;

	<p>b) any updates to policies and procedures; and</p> <p>c) initiatives, programs and resources.</p> <p>2) Finalise a Compliance Management System that clearly records, identifies and manages any non-compliance of the National Law and National Regulation by Affinity.</p> <p>3) Create a comprehensive Compliance Awareness Plan, including, but not limited to, staff training requirements, and induction and training records.</p> <p>4) Create and supply to the Regulatory Authority, a comprehensive audit program and process (Audit System). The Audit System is to audit Affinity's compliance with the Action Plan, Compliance Management System, and Compliance Awareness Plan.</p>
7. Steps taken	<p>Affinity has cooperated with the Regulatory Authority in relation to its investigations of the alleged non-compliance with section 19(2) of the National Law.</p> <p>To support the approved provider's ongoing compliance with the National Law and Regulations, the regulatory authority has accepted a written undertaking voluntarily provided by the approved provider in line with the terms above and will monitor compliance with this undertaking over its 6 months duration.</p> <p>Failure to comply with the undertaking may result in the regulatory authority pursuing further enforcement action, including prosecution.</p>
8. Discharge	<p>On 29 August 2024, Affinity was found to have fully complied with the requirements of the Enforceable Undertaking and it was subsequently discharged by the Regulatory Authority.</p>