

Details		
1. Details of person /entity to whom the enforcement action relates	Approved Provider	DJ and ME O'Rourke Pty Ltd as trustee for O'Rourke Family Trust
	Service type	Centre Based Service
	Service name	Le Smileys Early Learning Centre
2. Service address	58 Lucas Street, Gracemere	
3. Nature of Enforcement Action	Prosecution	
4. Reason for Prosecution	<p>On 4 May 2022, a three-year-old child was left unattended on the Le Smileys Early Learning Centre bus for a period of approximately six hours.</p> <p>The Approved Provider pleaded guilty to contravening:</p> <ul style="list-style-type: none"> (a) Section 165(1) of the National Law - failing to ensure that a child was adequately supervised at all times; (b) Section 167(1) of the National Law - failing to ensure that every reasonable precaution was taken to protect a child from harm or from any hazard likely to cause injury; (c) Regulation 170(1) – failure to take reasonable steps to ensure staff follow policies and procedures; and (d) Regulation 177(2) – failure to take reasonable steps have to ensure the service's records are accurate. 	
5. Date of prosecution	4 November 2024	
6. Outcome of prosecution	The approved provider pleaded guilty to all charges and was fined \$50,000 for the combined charges and \$2,750 costs. No conviction was recorded.	