

	<div>Policy</div> <div>Service Delivery</div>	
Child Incident, Injury, Trauma and Illness		SD-OP-2.15

## Rationale

SDN acknowledges its duty of care to provide a safe and healthy environment for children and aims to reduce and prevent as many incidents and illnesses as possible. The safety, welfare and wellbeing of children is the paramount consideration for SDN. The health and safety of children is the responsibility of all staff and SDN acknowledges the importance of managing risk effectively with the aim to provide a safe environment.

## Scope

This policy, and its associated documents, applies to the entirety of SDN Children’s Services and the entirety of its wholly owned subsidiaries.

This policy applies to any child incident, serious incident, injury, trauma or illness, which occurs whilst the child is in attendance in any SDN service.

## Key Terms

### Incident

A circumstance that poses a risk to the health safety or wellbeing of a child.

### Illness

A disease of sickness affecting body or mind.

### Injury

Physical harm caused

### Trauma

A body wound or shock caused by physical injury or an experience that produces psychological injury or pain.

### Serious incident

Any incident involving serious injury or trauma to, or illness of, a child while being educated and cared for by an SDN Service which a reasonable person would consider required urgent medical attention from a registered medical practitioner or for which a child attended, or ought reasonably to have attended a hospital; or if:

Minor/legislative amendment or modification history  December 2025	Details:  Expanding the definition of serious incident to include sexual offending or sexual misconduct and including “alleged incidents”
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Approved by Senior Leadership Team	Approval Date August 2024	Review Date August 2028	Page 1 of 5
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- the attendance of emergency services at the service was sought or ought reasonably to have been sought
- the death of a child occurs while being educated or cared for by an SDN service, or following an incident while being educated and cared for by the service
- any child appears to be missing or cannot be accounted for
- any child has been taken or removed from the service without authorisation
- any child is mistakenly locked in or locked out of the service premises or any part of the premises
- any unauthorised use of a restricted practice, or
- any child that appears to have been involved in a sexual offence or sexual misconduct.

If it is unclear if the incident, illness, injury, trauma meets the serious incident threshold, guidance should be sought from the relevant Operations Manager.

### Sexual offence or sexual misconduct

The amended Education and Care Services National Regulations for NSW rely on the *Children's Guardian Act 2019* regarding reportable conduct for definitions of sexual offence and sexual misconduct.

A sexual offence is an offence of a sexual nature under a law of the State, another State, a Territory, or the Commonwealth, committed against, with or in the presence of a child. Examples of sexual offences include:

- sexual touching of a child
- a child grooming offence
- production, dissemination or possession of child abuse material
- voyeurism

Sexual misconduct is conduct with, towards or in the presence of a child that is sexual in nature, but is not a sexual offence. Examples of sexual misconduct include:

- descriptions of sexual acts without a legitimate reason to provide the descriptions
- sexual comments, conversations or communications
- comments to a child that express a desire to act in a sexual manner towards the child or another child

## Policy

SDN will provide a safe environment for all children through ongoing monitoring and Work Health and Safety (WHS) reporting.

SDN will provide relevant training for staff members and have procedures in place to support practices that minimise the risk of harm to children.

CHILD INCIDENT, INJURY, TRAUMA AND ILLNESS POLICY		SD-OP-2.15	
Approved by Senior Leadership Team	Approval Date August 2024	Review Date August 2028	Page 2 of 5

SDN will manage any child incident, alleged incident, injury, trauma and illness with professionalism and respect. Procedures will include preventative measures, incident management, investigation, and the follow up required to communicate effectively with emergency services, families, children, staff, and regulatory authorities.

SDN will maintain detailed records of any child incident, alleged incident, injury, trauma and illness in accordance with the requirements of the *Education and Care Services National Regulations* as well as the *NDIS Practice Standards and Quality Indicators* related to confidentiality and storage of records.

SDN will communicate effectively with the relevant Regulatory Authority and notify the Regulatory Authority when a serious incident occurs that involves either an injury or trauma to, or illness of, a child while being educated and cared for by a service (as per the *Child Incident, Injury, Trauma and Illness Procedure*), or a circumstance that poses a significant risk to the health, safety and wellbeing of a child/ren attending the service (in accordance with the *Responding to Concerns of Risk of Harm Procedure*).

In the event of a child falling ill at the service SDN reserves the right for the Nominated Supervisor or current Responsible Person in Charge to make the decision that the child will need to be collected from care. Collection of the child from the service needs to be done immediately or within a reasonable timeframe in consultation with the Nominated Supervisor / Responsible Person in Charge (refer to Children with Medical Conditions and Illness Policy and Procedure).

## Related SDN Documents

### Policies

- GI-HLP-1.06: Risk Management
- GI-HLP-1.07: Providing Access to Child Safe Physical and Online Environments
- GI-HLP-1.08: Critical Incidents
- GI-HLP-1.09: Privacy and Protection on Information
- GI-OP-1.14: Communication with Families
- GI-HLP-1.33: Child Protection
- SD-OP-2.05: Supervision of Children
- SD-OP-2.09: Arrival, Departure and Late Collection
- SD-OP-2.14: Children with Medical Conditions and Illness
- SD-OP-2.17: Water Safety
- SD-OP-2.18: Excursions, Incursions and Regular Outings
- SD-OP-2.19: Death of a Child
- SD-OP-2.24: Interactions with Children
- WHS-HLP-4.01: Work Health and Safety

CHILD INCIDENT, INJURY, TRAUMA AND ILLNESS POLICY		SD-OP-2.15	
Approved by Senior Leadership Team	Approval Date August 2024	Review Date August 2028	Page 3 of 5

- WHS-OP-4.03: Infectious Diseases
- WHS-OP-4.06: Emergency Preparedness
- WHS-OP-4.07: Safe Home Visits

## Procedures

- GI-PRO-1.07-01: Providing Access to Child Safe Physical and Online Environments
- GI-PRO-1.33-01: Reporting an Allegation of Possible Reportable Conduct or Reportable Incident
- GI-PRO-1.33-02: Responding to Concerns of Risk of Harm
- HR-PRO-3.02-03: Working with Children and Vulnerable People, NDIS Worker and Police Checks
- SD-PRO-2.06-01: Responsible Person
- SD-PRO-2.09-01: Arrival, Departure and Late Collection of Children
- SD-PRO-2.14-01: Children with Medical Conditions and Illness
- SD-PRO-2.14-02: Administration of Medication to Children
- SD-PRO-2.15-01: Child Incident, Injury, Trauma and Illness
- SD-PRO-2.18-01: Excursions, Incursions and Regular Outings
- SD-PRO-2.19-01: Death of a Child
- WHS-PRO-4.05-01: First Aid
- WHS-PRO-4.06-01: Emergency Preparedness
- WHS-PRO-4.07-01: Safe Home Visits
- WHS-PRO-4.09-01: Dangerous Substances

## Forms/Templates

- SD-FRM-2.15-01-01: Child Incident, Injury, Trauma and Illness Form
- SD-FRM-2.15-01-02: Child Incident Register
- WHS-FRM-4.01-09: Hazard Report Form

## Other SDN Document

- SD-ADD-2.15-01-A: Completing the Child Incident Register Work Instructions

## Relevant Legislation/Regulations

- Education and Care Services National Law 2010, section 174 and 291
- Education and Care Services National Regulations 2011, regulations 12, 85 to 87, 168(2)(b), 176, 177(1)(b), 178, 181, 183(2)(a) to (c) and 190(d)

CHILD INCIDENT, INJURY, TRAUMA AND ILLNESS POLICY		SD-OP-2.15	
Approved by Senior Leadership Team	Approval Date August 2024	Review Date August 2028	Page 4 of 5

- Schedule 1: National Quality Standard, quality area 2, element 2.1 and standards 2.1.1, 2.1.4, 2.3.2 to 2.3.4, 6.1.3, 7.3.1, 7.3.3 and 7.3.5
- Amendments to the Education and Care Services National Regulations 2013 (12b Meaning of Serious Incident)
- Amendments to Children (Education and Care Services) National Law (NSW) No 104a of 2010
- National Disability Insurance Scheme Act 2013
- National Standards for Disability Services
- NDIS Practice Standards and Quality Indicators
- National Disability Insurance Scheme (Incident Management and Reportable Incidents) Rules 2018
- Children’s Guardian Act 2019 (NSW)

### Other References/Related Documents

- National Health and Medical Research Council - <https://www.nhmrc.gov.au/>
- ACECQA C01: Notification of Complaints
- ACECQA SI01: Notification of Incident
- Staying Healthy Preventing infectious diseases in early childhood education and care services child care (6<sup>th</sup> Edition)

CHILD INCIDENT, INJURY, TRAUMA AND ILLNESS POLICY		SD-OP-2.15	
Approved by Senior Leadership Team	Approval Date August 2024	Review Date August 2028	Page 5 of 5