

# Factsheet 5: Child-related work and exemptions



Government of **Western Australia**  
Department for **Child Protection**



## What is Child-Related Work?

Under section 6 of the *Working with Children (Criminal Record Checking) Act 2004*:

- work is child-related work if the **usual duties** of the work involve, or are likely to involve, **contact** with a child in connection with any of the categories listed below,

**UNLESS** one of the exemptions listed here or in the category table below applies.

### Exemptions which apply in all categories:

#### Child volunteers

- Work carried out on a voluntary basis by a child (i.e. volunteer under 18 years of age).

#### Employers / workplace supervisors of children

- Employers of children, or if you have fellow workers who are children (unless you otherwise carry out child-related work).
- Supervisors of volunteers who are children (unless you otherwise carry out child-related work).

#### Short-term visitors to Western Australia

- Work carried out by visitors to Western Australia, where the person is not ordinarily resident in Western Australia.
- The exemption only applies during the 2 week period after the person arrives in Western Australia and cannot exceed 2 weeks in any 12 month period.

Category	Parent volunteer exemption	Other exemptions
(i) a child care service <i>(has the meaning given to that term under section 4 of the Child Care Services Act 2007)</i>	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child to whom the service is being provided; or who is <b>enrolled</b> for, or otherwise ordinarily is provided with, the service.</li> </ul>	<ul style="list-style-type: none"> <li>Police officers performing functions as a member of the WA Police.</li> </ul>
(ii) a community kindergarten registered under Part 5 of the <i>School Education Act 1999</i>	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child who is <b>enrolled</b> at the kindergarten.</li> </ul>	<ul style="list-style-type: none"> <li>No other exemptions apply.</li> </ul>
(iii) an educational institution for children	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child who is <b>enrolled</b> at the educational institution.</li> </ul>	<ul style="list-style-type: none"> <li>Police officers performing functions as a member of the WA Police.</li> <li>Universities established under a written law are excluded from the definition of educational institution for children.</li> </ul>

Category	Parent volunteer exemption	Other exemptions
(iv) a coaching or private tuition service of any kind	<ul style="list-style-type: none"> <li>▪ Work carried out on a voluntary basis by a parent of a child to whom the service is being provided in connection with an activity in which the child is <b>participating, or ordinarily participates</b>.</li> <li>▪ When the coaching or private tuition is also in connection with a category xii) club, association or movement, the following broader exemption applies. Parent volunteers are exempt whose child is involved or ordinarily involved in at least some of the 'club' activities.</li> </ul>	<ul style="list-style-type: none"> <li>▪ an informal arrangement entered into for private or domestic purposes.</li> <li>▪ Police officers performing functions as a member of the WA Police.</li> <li>▪ Coaching or private tuition provided to a class of 2 or more students, that is not provided primarily for children.</li> </ul>
(v) an arrangement for the accommodation or care of children, whether in a residential facility or private residence	<ul style="list-style-type: none"> <li>▪ Work carried out on a voluntary basis by a parent of a child in connection with an activity in which the child is <b>participating, or ordinarily participates</b>.</li> </ul>	<ul style="list-style-type: none"> <li>▪ an informal arrangement made by a parent of the child concerned.</li> <li>▪ Police officers performing functions as a member of the WA Police.</li> <li>▪ accommodation or care provided by a relative of the child.</li> <li>▪ arrangements for accommodation or care of children in a residential facility connected to, or used predominantly by students of, a university or other institution of tertiary accommodation.</li> </ul>
(vi) a placement arrangement under the <i>Children and Community Services Act 2004</i>	<ul style="list-style-type: none"> <li>▪ No parent exemption</li> </ul>	<ul style="list-style-type: none"> <li>▪ No other exemptions apply.</li> </ul>
(vii) the performance by an officer, as defined in the <i>Children and Community Services Act 2004</i> , of a function given to the officer under that Act	<ul style="list-style-type: none"> <li>▪ No parent exemption.</li> </ul>	<ul style="list-style-type: none"> <li>▪ No other exemptions apply.</li> </ul>
(viii) a detention centre, as defined in the <i>Young Offenders Act 1994</i> section 3	<ul style="list-style-type: none"> <li>▪ No parent exemption.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Police officers performing functions as a member of the WA Police.</li> </ul>
(ix) a community child health service	<ul style="list-style-type: none"> <li>▪ Work carried out on a voluntary basis by a parent of a child to whom the service is being provided in connection with an activity in which the child is <b>participating, or ordinarily participates</b>.</li> </ul>	<ul style="list-style-type: none"> <li>▪ No other exemptions apply.</li> </ul>
(x) a counselling or other support service	<ul style="list-style-type: none"> <li>▪ Work carried out on a voluntary basis by a parent of a child to whom the service is being provided in connection with an activity in which the child is <b>participating, or ordinarily participates</b>.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Police officers performing functions as a member of the WA Police.</li> </ul>

Category	Parent volunteer exemption	Other exemptions
(xi) a religious organisation	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child in connection with an activity in which the child is <b>participating, or ordinarily participates.</b></li> </ul>	<ul style="list-style-type: none"> <li>No other exemptions apply.</li> </ul>
(xii) a club, association or movement (including of a cultural, recreational or sporting nature and whether incorporated or not) with a significant membership or involvement of children	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child who is <b>involved, or is ordinarily involved</b> in some, or all, of the activities of the club, association or movement.</li> </ul>	<ul style="list-style-type: none"> <li>an informal arrangement entered into for private or domestic purposes.</li> <li>Police officers performing functions as a member of the WA Police.</li> </ul>
(xiii) a ward of a public or private hospital in which children are ordinarily patients	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child in connection with an activity in which the child is <b>participating, or ordinarily participates.</b></li> </ul>	<ul style="list-style-type: none"> <li>No other exemptions apply.</li> </ul>
(xiv) a baby sitting or child minding service	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child in connection with an activity in which the child is <b>participating, or ordinarily participates.</b></li> </ul>	<ul style="list-style-type: none"> <li>an informal arrangement entered into for private or domestic purposes.</li> </ul>
(xv) an overnight camp, regardless of the type of accommodation or how many children are involved	<ul style="list-style-type: none"> <li>No parent exemption.</li> </ul>	<ul style="list-style-type: none"> <li>Police officers performing functions as a member of the WA Police.</li> </ul>
(xvi) a transport service specifically for children	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child who is a <b>passenger</b> on the transport service, or is <b>ordinarily a passenger</b> on the transport service.</li> </ul>	<ul style="list-style-type: none"> <li>No other exemptions apply.</li> </ul>
(xvii) a school crossing service, being a service provided to assist children to cross roads on their way to or from school	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child who is <b>enrolled</b> at the school.</li> </ul>	<ul style="list-style-type: none"> <li>Police officers performing functions as a member of the WA Police.</li> </ul>
(xviii) a children's entertainment or party service	<ul style="list-style-type: none"> <li>Work carried out on a voluntary basis by a parent of a child in connection with an activity in which the child is <b>participating or ordinarily participates</b></li> </ul>	<ul style="list-style-type: none"> <li>Performances open to the general public, not involving physical contact with children, whether on payment of a fee or otherwise.</li> <li>Where the service only involves the provision of equipment, food or a venue, and no other children's entertainment or party service.</li> <li>Police officers performing functions as a member of the WA Police.</li> </ul>