

Department of Education

Instrument of Authorisation

Director-General's Powers as the Regulatory Authority and the Chief Executive (Education and Care)

under the

Working with Children Check Act 2000

(Version 6 – September 2026)

NOTE: In accordance with the Managing delegations, authorisations and administrative approvals procedure, legislative delegations and authorisations are centrally managed by Legislative Services. Legislative Services must be contacted for all proposed amendments to this authorisation.

INSTRUMENT OF AUTHORISATION

Working with Children Check Act 2000

I, Sharon Schimming, Director-General of the Department of Education and Regulatory Authority, under section 14 of the *Education and Care Services National Law (Queensland) Act 2011*, AUTHORISE the persons specified in **Column 4** of Schedule 1, to exercise those powers and functions conferred or imposed on me as the Regulatory Authority or the chief executive (education and care) under the provisions of the *Working with Children Check Act 2000*, which are specified in **Column 1** of Schedule 1, subject to the limitations (if any) specified in **Column 3** of Schedule 1.

This Instrument of Authorisation is comprised of this page, and Schedule 1 comprising 2 pages. No other material forms part of the Instrument.

This Instrument of Authorisation revokes and replaces any Instrument of Authorisation previously issued with respect to the powers and functions of the Director-General under the *Working with Children (Risk Management and Screening) Act 2000*.



SHARON SCHIMMING
DIRECTOR-GENERAL AND REGULATORY AUTHORITY
DEPARTMENT OF EDUCATION

DATED AT BRISBANE THIS 21 day of September, 2026.

**SCHEDULE 1 – Table of Persons Authorised to do actions and make decisions
under the
*Working with Children Check Act 2000***

SCHEDULE 1 – Table of Persons Authorised to do actions and make decisions under the <i>Working with Children Check Act 2000</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Description of Authority	Observations / Limitations	Authorised Users
Chapter 8 – Working with children checks and authorities			
Part 6 – Provisions about obtaining or dealing with information			
Division 8A – Sharing information with particular entities			
s.344AAC(3)	Request for information about relevant person from prescribed entities (1) This section applies if the chief executive reasonably believes a prescribed entity has information relevant to whether a person poses a risk to the safety of children. (2) The chief executive may, by notice, ask the prescribed entity for the information. (3) The prescribed entity may give the information about the person to the chief executive if the prescribed entity reasonably believes the information may help the chief executive to perform the chief executive's main functions under section 8. (4) This section applies subject to the <i>Child Protection Act 1999</i>, chapter 6, part 6, division 2, subdivision 1.	Section 344AAE of the <i>Working with Children Check Act 2000</i> provides that sections 344AAC and 344AAD apply in relation to the regulatory authority as if a reference in the sections to a prescribed entity was a reference to the regulatory authority. This section applies subject to the <i>Child Protection Act 1999</i>, chapter 6, part 6, division 2, subdivision 1 which deals with the confidentiality of notifiers.	- Deputy Director-General, Early Childhood, Regulation and Communication - Executive Director, Early Childhood Regulatory Authority
s.344AAD(2)	Giving information about relevant person from prescribed entities (1) This section applies if a prescribed entity reasonably believes the prescribed entity has information relevant to whether a person poses a risk to the safety of children. (2) The prescribed entity may give the information about the person to the chief executive if the prescribed entity reasonably believes the information may help the chief executive to perform the chief executive's main functions under section 8.	Section 344AAE of the <i>Working with Children Check Act 2000</i> provides that sections 344AAC and 344AAD apply in relation to the regulatory authority as if a reference in the sections to a prescribed entity was a reference to the regulatory authority. This section applies subject to the <i>Child Protection Act 1999</i>, chapter 6, part 6, division 2, subdivision 1 which deals with the confidentiality of notifiers.	- Deputy Director-General, Early Childhood, Regulation and Communication - Executive Director, Early Childhood Regulatory Authority

**SCHEDULE 1 – Table of Persons Authorised to do actions and make decisions under the
Working with Children Check Act 2000**

Column 1	Column 2	Column 3	Column 4
Reference	Description of Authority	Observations / Limitations	Authorised Users
	(3) This section applies subject to the <i>Child Protection Act 1999</i> , chapter 6, part 6, division 2, subdivision 1.		
Chapter 8A – Register of regulated persons who provide home-based care services			
Part 1 - Preliminary			
s.357E(g)	Who is an <i>authorised user</i> Each of the following is an <i>authorised user</i>— (a) the chief executive (child safety); (b) the chief executive (education and care); (c) the police commissioner; (d) a police officer; (e) the public guardian under the <i>Public Guardian Act 2014</i>; (f) a person appointed under the <i>Public Guardian Act 2014</i>, section 109 as— (i) a community visitor (child); or (ii) both a community visitor (adult) and a community visitor (child); or (iii) a child advocacy officer; (g) an appropriately qualified public service employee authorised to access the register by the chief executive or a person mentioned in paragraph (a), (b) or (e); (h) an appropriately qualified staff member under the <i>Police Service Administration Act 1990</i> authorised to access the register by the police commissioner.	Authorised users must follow the department's <i>Centralised register for regulated home-based care services – User access and management procedure</i>	• Director, Regulation, Early Childhood, Regulation and Communication • Manager, Regulation, Early Childhood, Regulation and Communication • Principal Regulatory Officer, Early Childhood, Regulation and Communication • Senior Regulatory Officer, Early Childhood, Regulation and Communication • Regulatory Officer, Early Childhood, Regulation and Communication • Principal Intelligence Analyst, Early Childhood, Regulation and Communication