

**E-mail Message**

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**From:** Nadine Woodward [EX:/O=NSW  
OMBUDSMAN/OU=OMBUDSMAN/CN=RECIPIENTS/CN=NWOODWARD]  
**To:** REDACTED  
**Cc:**  
**Sent:** 17/08/2012 at 10:54  
**Received:** 17/08/2012 at 10:54  
**Subject:** FW: WWCC

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Dear ASB

Following our telephone conversation this morning, Steve saw that he had received a response from the Commission. Please refer to the email chain below. Apparently, the new regulations give discretion to the Commission to require persons to apply for a clearance in circumstances of the kind you are dealing with.

Please don't hesitate to give me a call if you have any questions or concerns.

Regards,

Nadine

**From:** Steve Kinmond  
**Sent:** Friday, 17 August 2012 10:42  
**To:** 'Megan Mitchell'  
**Subject:** RE: WWCC

Dear Megan,

Thank you for your advice.

In light of the regulation, it appears that the best way forward would be to have the principal make contact with the Commission. In due course, I would appreciate receiving a copy of the proposed regulations (particularly as both of our agencies will need to ensure that we align our business practices with the provisions in both the Act and the regs: for example, we will need to be alert to those cases where Schedule (1(3) might be applicable).

As the principal is a senior person within the non-government school system, please advise me whether you wish for him to contact you direct or via Sharminie Niles.

Regards,

Steve

**From:** Megan Mitchell [mailto:Megan.Mitchell@kids.nsw.gov.au]  
**Sent:** Thursday, 16 August 2012 09:49  
**To:** Steve Kinmond  
**Subject:** WWCC

Steve,

I am getting back to you on the issue relating to tutors and certificates for self employed persons under the new check. With Virginia incapacitated (she has had a terrible time, poor thing) we have reallocated her work between us. Until she is back on track the best contact would be me or Sharminie Niles (who I understand is liaising with your office on the information provision issue).

As you will appreciate, transition issues are challenging in any change such as this. However, Schedule 1(3) of the regulation provides that the commission may require a worker to get a WWCC. If the Ombudsman can identify the tutor in question, and we can locate him, we can require him to get a new WWCC instead of the certificate.

Regards, Megan

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