

## Purpose

The purpose of this policy is to explain to our school community the non-delegable duty of care obligations that all staff at *Mildura Senior College and Mildura English Language Centre (College)* owe to our students and members of the school community who visit and use the school premises.

## Policy

“Duty of care” is a legal obligation that requires schools to take reasonable steps to reduce the risk of reasonably foreseeable harm, which can include personal injury (physical or psychological) or damage to property. The reasonable steps that our school may decide to take in response to a potential risk or hazard will depend on the circumstances of the risk.

Our school has developed policies and procedures to manage common risks in the school environment, including:

- Yard duty and Supervision
- Bullying Prevention
- Camps and Excursions
- First Aid
- Student Private Property
- Child Safe Standards
- Emergency Management Plan
- Volunteers
- Visitors
- Working with Children and Suitability Checks
- Child Safety Responding & Reporting Obligations (*including Mandatory Reporting*)
- Occupational Health and Safety

Staff at our school understand that school activities involve different levels of risk and that particular care may need to be taken to support younger students or students with additional needs. Our school also understands that it is responsible for ensuring that the school premises are kept in good repair and will take reasonable steps to reduce the risk of members of our community suffering injury or damage because of the state of the premises.

School staff, parents, carers and students are encouraged to speak to the principal to raise any concerns about risks or hazards at our school, or our duty of care obligations.

## External Providers

Staff at our school acknowledge that, as our duty of care is non-delegable, we are also required to take reasonable steps to reduce the risk of reasonably foreseeable harm when external providers have been engaged to plan for or conduct an activity involving our students. Our *Visitors Policy* and *Camps and Excursions Policy* include information on the safety and care of our students when engaged with external providers. Our school also takes steps to ensure student safety when they are engaging in off-site workplace learning programs with external providers, such as when students are participating in work experience, school-based apprenticeships and traineeships, structured workplace learning and any other workplace learning program involving external providers. Our School will follow all applicable Department of Education and Training policy and guidelines in relation to off-site learning and will ensure that the safety and welfare of the students engaging in these activities is paramount. The Department’s guidelines in relation to Workplace Learning are available at the following link:

<https://www.education.vic.gov.au/school/principals/spag/curriculum/pages/workplace.aspx>

Reviewed date:	03.07.2019	Review #	1	Page #	1
----------------	------------	----------	---	--------	---

## Implementation

All staff will be informed of their legal requirements by:

- New staff will be informed of their Duty of Care as part of the College’s Induction Program
- When required, Duty of Care will be an agenda item at meetings and staff will be directed to familiarise themselves with the Student Safety of the DET School Policy and Advisory Guide.
- Staff will complete a risk assessment including their Duty of Care when planning for camps, excursions and incursions.

## Resources

- 1.04 Child Safety Reporting Obligations Policy and Procedures
- 1.21 Visitors Policy
- 1.03 Camps & Excursions Policy
- 1.19 Student Wellbeing & Engagement Policy

DET Website:

- School Policy and Advisory Guide: [Duty of Care](#)
- School Policy and Advisory Guide: [Workplace Learning](#)

## Review and Evaluation

<i>Ratified by:</i>	<i>SOP</i>	<i>Ratified date:</i>	<i>10.12.2018</i>
<i>Document Owner:</i>	<i>Assistant Principal (Wellbeing)</i>	<i>Reviewed date:</i>	<i>03.07.2019</i>
<i>S:\Admin\Policy Docs\ Policy Register\1.12 Duty of Care Policy</i>		<i>Review Cycle:</i>	<i>4 years</i>
<i>Principal Approval:</i>			