

2009

**THE LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

CHILDREN AND YOUNG PEOPLE AMENDMENT BILL 2009

EXPLANATORY STATEMENT

**Circulated by the authority of
Andrew Barr MLA
Minister for Children and Young People**

Children and Young People Amendment Bill 2009

Outline

The intention of this amendment is to ensure the definition of employment under the *Children and Young People Act 2008* encompasses all children and young people legally employed in the ACT under a *contract of service* or a *contract for service*.

A *contract of service* is an employment situation where there is an employer/employee relationship and the employer can direct the employee in their work.

A *contract for service* is an employment situation that does not include an employer/employee relationship. The person providing the services is an independent contractor.

1 – Name of Act – provides that the Act is the *Children and Young People Amendment Bill 2009*.

2 – Commencement – provides that the Act commences on the commencement of section 781 of the *Children and Young People Act 2008* on 18 July 2009.

3 – Legislation amended – provides that the Act amends the *Children and Young People Act 2008*.

4 – Section 781 (1) (a) When does someone employ a child or young person? – provides that in this section, after the word ‘under’ the following words will be inserted: ‘a contract of service or’.