

UNEXPECTED DEATH OF A CHILD AT A SERVICE POLICY

The unexpected death of a child at a Service is a traumatic event and the impact on educators, children and families can cause emotional turmoil, which can overwhelm usual coping skills. A policy providing comprehensive procedures is therefore crucial to ensure a coordinated response and ensure the mandatory reporting requirements to the regulatory authorities are followed.

As a result of the suddenness of such an event, well-trained and experienced staff can experience strong emotions and traumatic stress responses. The role of our Service is to help restore a sense of safety for all children, educators, and families as soon as possible following a traumatic event.

NATIONAL QUALITY STANDARD (NQS)

| QUALITY AREA 2: CHILDREN'S HEALTH AND SAFETY | | |
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| 2.2.2 | Incident and emergency management | Plans to effectively manage incidents and emergencies are developed in consultation with relevant authorities, practiced and implemented. |
| QUALITY AREA 7: GOVERNANCE AND LEADERSHIP | | |
| 7.2 | Leadership | Effective leadership builds and promotes a positive organisational culture and professional learning community |

| EDUCATION AND CARE SERVICES NATIONAL LAW AND REGULATIONS | |
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| Sec. 174 | Offence to fail to notify certain information to Regulatory Authority |
| 12 | Meaning of serious incident |
| 85 | Incident, injury, trauma and illness policies and procedures |
| 176 | Time to notify certain information to Regulatory Authority |
| 183 (c) | Storage of records and other documents The records must be kept- (c) if the record relates to the death of a child while being educated and cared for by the education and care service or that may have occurred as result of an incident while being educated and cared for, until the end of 7 years after the death. |

RELATED POLICIES

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| Administration of First Aid Policy Administration of Medication Policy Anaphylaxis Management Policy Asthma Management Policy Child Protection Policy Epilepsy Policy Health and Safety Policy Incident, Injury, Trauma and Illness Policy | Medical Conditions Policy Road Safety Policy Safe Storage of Hazardous Substances Policy Sick Children Policy Unexpected Death of a Staff Member at a Service Policy Water Safety Policy |
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PURPOSE

Our Service will ensure that Management and educators follow the procedures and principles within this policy and that immediate and appropriate action is taken to notify relevant authorities in the event of the death of a child whilst at the Service. There are a number of legal requirements to adhere to in the tragic event of the death of a child at a Service as outlined below.

SCOPE

This policy applies to children, families, staff, management, and visitors of the Service.

SERIOUS INCIDENTS

Regulation 12 defines a serious incident involving the death of a child as:

- (a) The death of a child –
 - I. while that child is being educated and cared for by an education and care service, or
 - II. following an incident occurring while that child was being educated and cared for by an education and care service.

NOTIFICATION OF A SERIOUS INCIDENT

Under the National Law and Regulations [Section 174(2) (a) and Regulation 176 (2) (a)], the approved provider must notify the regulatory authorities within **24** hours of any serious incidents. This must be completed by logging into the [National Quality Agenda IT System \(NQA IT System\)](#).

KEEPING CHILDREN'S RECORDS

In the event of the death of a child whilst being cared for at the Service, records must be kept for 7 years from the date of the child's death. [Regulation 183 (c)]

INITIAL ACTION AND IMPLEMENTATION OF POLICY

Management and educators will ensure that immediate and appropriate action is taken in the event of the death of a child whilst at the Service by following and implementing the following procedures:

1. assess the situation as per service and First Aid procedures for any immediate danger to other children and/or staff
2. provide immediate First Aid and/or CPR in accordance with current First Aid training
3. call emergency services immediately and request an ambulance
4. management/Responsible person will call the parents/guardian of the child and arrange to meet at the hospital
5. the Service must not advise parents of the death of their child: Medical staff will advise families of the situation
6. notify Regulatory Authorities including the Police Department
7. notify the Approved Provider (if not at the service)
8. the Responsible person will complete in detail the Service's *Incident, injury, trauma and illness* form (in addition to notifying ACECQA via the NQA IT System).
9. The Approved provider will log the incident on the NQA IT System, attaching incident form and evidence <https://www.acecqa.gov.au/resources/national-quality-agenda-it-system>
10. Management/Approved provider will contact the insurance company.

MANAGEMENT WILL:

- ensure parents, families, children and educators receive adequate and appropriate post-incident support
- demonstrate sensitivity, open mindedness and a balanced approach
- recognise and support cultural needs
- ensure all evidence is preserved
- maintain accurate and detailed record keeping
- contact their legal representative for support and direction
- establish protocols for staff and educators to discuss the traumatic event
- advise staff of social media protocol for the event
- provide professional and sensitive communication with families of the Service
- engage the services of health care professionals (counselling and support for staff)
- cooperate on an ongoing basis with inter-agencies involved in the investigation.

CARING FOR THE WELLBEING OF EDUCATORS, CHILDREN AND FAMILIES

Our Service will engage health professionals who may include child and family counsellors and psychologists to support our educators during this profoundly difficult time. Health professionals will assist educators to be sensitive and mindful of the impact such an event has had on all stakeholders. With professional guidance and support, we will encourage children to express their emotions and feelings and implement strategies to assist and guide children's process of grieving and re-engage children in learning.

Educators will support children's understanding of grief and loss by:

- answering questions simply and honestly
- allowing children to express their emotions and feelings
- provide appropriate comfort
- implement a range of learning experiences to express their thoughts- drawing, movement, play
- create a safe space for time alone when needed

Our Service will seek advice and support from health professionals to provide appropriate materials to send home to families to assist in understanding the effects of trauma on children and possible changes in behaviour following the unexpected death of a child in our Service.

SUPPORT SERVICES

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| beyou | 1300 224 636 | www.beyou.edu.au |
| Beyond Blue | 1300 224 636 | www.beyondblue.org.au |
| Headspace | 1800 650 890 | www.headspace.org.au |
| Lifeline | 13 11 14 | www.lifeline.org.au |
| Kid's Help Line | 1800 551 800 | https://kidshelpline.com.au |
| Compassionate Friends of Victoria | 1300 064 068 | www.compassionatefriendsvictoria.org.au/ |
| National Centre for Childhood Grief | 1300 654 556 | https://childhoodgrief.org.au/contact-us/ |
| Rainbows | 03 9798 7005 | https://rainbows.org.au/ |

SOURCE

Australian Centre for Grief and Bereavement: <http://www.grief.org.au>

Australian Child & Adolescent Trauma, Loss & Grief Network:

http://earlytraumagrief.anu.edu.au/files/ACATLGN_grief_and_loss.pdf

Education and Care Services National Amendment Regulations. (2017).

Education and Care National Regulations. (2011).

Guide to the National Quality Standard. (2017).

Occupational Health and Safety Act 2004.

What Do We Tell the Children When Someone Dies? http://www.adac.org.au/siteF/resources/l_children_gt.pdf

Work Health and Safety Act 2011.

REVIEW

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| POLICY REVIEWED BY | TRACEY DAVEY | OPERATIONS MANAGER | OCTOBER 2021 |
| POLICY REVIEWED | OCTOBER 2021 | NEXT REVIEW DATE | OCTOBER 2022 |
| MODIFICATIONS | <ul style="list-style-type: none"> policy reviewed as part of annual cycle (moved from December to October) minor edits additional support services added sources checked for currency | | |
| POLICY REVIEWED | PREVIOUS MODIFICATIONS | | NEXT REVIEW DATE |
| DECEMBER 2020 | Minor editing and formatting Sources checked for currency Page numbers inserted | | DECEMBER 2021 |
| DECEMBER 2019 | Related policies added Relevant standards and regulations added Additions to some subsections Support services added Sources checked for currency | | DECEMBER 2020 |
| DECEMBER 2018 | Removed incorrect references Sources checked for currency Legislation checked for currency Sources/references corrected, updated, and alphabetised Website URLs added to sources Sources/references alphabetised | | DECEMBER 2019 |
| OCTOBER 2017 | New policy Updated the references to comply with the revised National Quality Standard | | DECEMBER 2018 |