

	PARADE COLLEGE
POLICY	DUTY OF CARE

1. Introduction

- 1.1 Parade College (**the College**) have a duty to take care of students whilst they are involved in College activities, or are present on site at the College.
- 1.2 The College has a responsibility to provide:
- (a) A safe environment; and
 - (b) Adequate supervision of all students.
- 1.3 The College acknowledges that this duty is non-delegable, meaning that it cannot be assigned to another party.

2. Scope

- 2.1 This Policy applies to all College employees, volunteers and external providers that are onsite.

Standard of Care – Teaching Staff

- 2.2 The standard of care required is that of a 'reasonable' teacher. This means that the duty of care owed is the duty one would expect from a hypothetical teacher with teaching skills and attributes exercising their professional judgement. It is not a duty to ensure that no harm will ever occur, but a duty to provide reasonable care to avoid harm being suffered.

Standard of Care – Non-Teaching Staff, Volunteers & External Providers

- 2.3 Non-teaching staff, volunteers (including parent volunteers) and external providers (onsite) also owe a modified duty of care to protect student from risks of harm that reasonably ought to be foreseen. This duty only exists when the duty is consciously passed from a teacher to a non-teaching staff member, volunteer or provider, and accepted by that individual.
- 2.4 A common example is where a teacher asks a non-teaching staff member to accompany a student to a different area of the College.

3. Policy

- 3.1 The College owes all students a duty of care to:

- (a) take reasonable measures to protect them from reasonably foreseeable risks of injury;
 - (b) take reasonable care that any student on the premises will not be injured or damaged because of the state of the premises, including things done or omitted to be done to the premises; and
 - (c) take reasonable precautions to prevent the abuse of a child by an individual associated with the organisation while the child is under the care, supervision or authority of the organisation.
- 3.2 The College acknowledges that different and sometimes greater measures may need to be taken for younger students or students with disabilities to discharge this duty of care as they require more care and may be exposed to higher levels of risk.
- 3.3 The College will ensure that particular management and safety plans are in place for each respective student with a disability.
- 3.4 Other individual circumstances that will be taken into consideration include:
- (a) the student's age, experience and capabilities;
 - (b) physical and intellectual impairment;
 - (c) medical conditions that the College is aware of;
 - (d) behavioural characteristics;
 - (e) the nature of hazards present;
 - (f) ordinary practices and procedures within the College.

4. Related policies

- 4.1 Behaviour Management Policy;
- 4.2 Anaphylaxis Management Policy and Plan;
- 4.3 Student Welfare (Bullying) Policy;
- 4.4 Students and Electronic Devices at School Policy;
- 4.5 Camps and Overnight Excursions Policy;
- 4.6 Excursions Policy;
- 4.7 Restrictive Interventions Policy;
- 4.8 First Aid and Medications Policy;
- 4.9 Onsite Supervision Policy;
- 4.10 Offsite Supervision Policy;

- 4.11 Student Bus Code of Conduct;
- 4.12 Child Safety Policy;
- 4.13 Child Safety Code of Conduct.

Implemented: July 2020