



Town of Stephenville Policy Manual

Policy No: 074

Resolution No: 24-342

Title: Protective Intervention Disclosure

Approval date: November 7, 2024

Purpose:

To provide a standard procedure for Town of Stephenville staff on disclosing abuse related to children or vulnerable adults participating in Town of Stephenville programs.

Authority:

- Children and Youth Care and Protection Act 2010
- Adult Protection Act 2011

Procedure:

Child in Need of Protective Intervention

The Children and Youth Care and Protection Act 2010 places the following requirements on Town staff who are working at Town sponsored events and programs:

1. Where a person has information that a child is or may be in need of protective intervention, the person shall immediately report the information to a manager, social worker or peace officer.
2. Where a person makes a report under subsection (1), the person shall report all the information of which he or she has knowledge.
3. Where a report is made to a peace officer under subsection (1), the peace officer shall, as soon as possible after receiving the report, inform a manager or social worker.
4. This section applies, notwithstanding the provisions of another Act, to a person referred to in subsection (5) who, in the course of his or her professional duties, has information that a child is or may be in need of protective intervention.
5. Subsection (4) applies to every person who performs professional or official duties with respect to a child, including:
 - a) A health care professional;
 - b) A teacher, educational psychologist, guidance counsellor, school principal, social worker, family counsellor, member of the clergy or

- religious leader, persons involved in operating or providing a child care service or agency, a youth worker and a recreation worker;
- c) A peace officer; and
 - d) A solicitor.
6. This section applies notwithstanding that the information is confidential or privileged, and an action does not lie against the informant unless the making of the report is done maliciously or without reasonable cause.
 7. A person shall not interfere with or harass a person who gives information under this section.
 8. A person who contravenes this section is guilty of an offence and is liable on summary conviction to a fine not exceeding \$10,000 or to imprisonment for a term not exceeding 6 months, or to both a fine and imprisonment.
 9. Notwithstanding section 7 of the Provincial Offences Act, an information or complaint under this section may be laid or made within 3 years from the day when the matter of the information or complaint arose.

Adult in Need of Protective Intervention

The Adult Protection Act 2011 places the following requirements on Town staff who are working at Town sponsored events and programs:

1. A person who reasonably believes that an adult may be an adult in need of protective intervention shall immediately give that information, together with the name and address of the adult, if known, to the provincial director, a director, a social worker or a peace officer.
2. Where a person makes a report under subsection (1), the person shall report all the information of which he or she has knowledge.
3. Where a report is made to a peace officer under subsection (1), the peace officer shall, as soon as possible after receiving the report, inform the provincial director, a director or a social worker.
4. This section applies notwithstanding that the information is confidential or privileged, and an action does not lie against the person providing the information in good faith unless the information is given maliciously or without reasonable cause.
5. Subsection (4) applies to information which is solicitor-client privileged.
6. A person shall not interfere with or harass a person who gives information under this section.

Revision History:

Revision:	Resolution No:	Change:	Date: