

LICENSING ORDER / ORDRE RELATIF AUX LICENCES

To / Destinataire : Hafiza Yusra Facility Number / N° d'établissement : 102597
Centre / Home Operating Name / Nom d'opération du centre/garderie à domicile : Play n Learn Childcare
Location / Adresse : 623 St. Mary's Rd, Winnipeg Manitoba Licence Number / N° de licence : 118612
Postal Code / Code Postal : R2M 3M1
Dated / Licence datée du : 10/12/2023 For the period from / Pour la période du : 10/01/2023 To / Au : 12/31/2023

THIS ORDER REQUIRES COMPLIANCE WITH THE FOLLOWING REGULATIONS / CET ORDRE EXIGE LE RESPECT DES RÈGLEMENTS SUIVANTS :

Regulation Number / Numéro de règlement :	VIOLATION / INFRACTION	Required Compliance Date / Le règlement doit être respecté à partir du :
	<p>WHEREAS it has been observed by Early Learning and Child Care Division staff, on October 13, 2023, the licence holder of the group child care home, Hafiza Yusra, operating as Play n Learn Childcare (the "Facility") was caring for 2 infants and 6 preschool children alone, without an additional assistant or substitute. The licence holder's attendance records indicated that 5 children were signed in by 7:40am, the 6th child was signed in at 8:10am, the 7th child was signed in at 8:40am, and the 8th child was signed in at 8:57am. The assistant arrived to the group child care home at 9:00 am.</p> <p>Previous to this incident, Division staff observed similar incidents of the licence holder caring for more children than permitted by the licence on three occasions (September 28, 2022, February 1, 2023, and February 14, 2023). Division staff clearly identified the</p>	

Child Care Coordinator / Coordinateur(trice) des services de garde : Jenessa Balala
Address / Adresse : 2-114 Garry St. Winnipeg, Manitoba R3C 4V4
Phone Number / Numéro de téléphone : 431-277-2665

THIS ORDER MUST BE CLEARLY POSTED FOR THE INFORMATION OF ALL PARENTS / CET ORDRE DOIT ÊTRE AFFICHÉ À LA VUE DE TOUS LES PARENTS

Executive Director, Provincial Operations, Early Learning and Child Care / Directrice, Opérations provinciales, Apprentissage et de garde des jeunes enfants:

ORIGINAL SIGNED BY SUSAN EMERSON 10/26/2023

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	<p>licence holder's non-compliances on each occasion and discussed corrective action required by the licence holder noted on comment sheets. A conclusion letter was sent to the licence holder December 7, 2022 in follow up to the September 28, 2022 incident.</p> <p>As well, Division staff attended the facility on October 17, 2023 for a follow-up inspection, and observed an assistant providing care on the main floor of the home, alone with 3 children while the licence holder went to the basement of the home with 2 children, however, the assistant did not have completed background checks, and the assistant was not listed on the facility record of residents/staff.</p>	

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	<p>AND WHEREAS, the licence holder fails to meet The Community Child Care Standards Act and Manitoba Regulation 62/86 as hereinafter provided:</p> <p>3(1) Every person providing child care shall at all times provide an environment that promotes the health, safety and well-being of the children.</p> <p>12(1) Each licence is subject to the conditions prescribed in the regulations in respect of that class of licence and to any other terms and conditions imposed by the provincial director on issuing or renewing the licence.</p>	

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	<p>And Manitoba Regulation 62/86 (the "Regulation") sections: 35(7) Every licence holder shall comply with the requirements of sections 24 to 28 with such changes as the circumstances require.</p> <p>24(1) Every licence holder shall ensure that children attending the family child care home are supervised at all times.</p> <p>24(1.1) The licence holder shall ensure that the supervision referred to in subsection (1), whether direct supervision or indirect supervision, (a) protects the health and safety of each child; and (b) is appropriate to each child's developmental age.</p> <p>35(2.6.1) Subsections 7(11) to (13) apply with necessary changes in respect of assistants and the licence holders who employ them.</p>	

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	<p>7(12) Every licence holder must ensure that for (a) every applicant for employment in the child care centre who may be present when children are in attendance; and (b) every nursery school volunteer; the licence holder obtains the following documents from the person: (c) a criminal record check dated within three months before the date (i) of the person's application for employment, or (ii) the person becomes, or is approved by the licence holder to be, a nursery school volunteer; (d) a child abuse registry check, dated within three months before the date (i) of the person's application for employment, or (ii) the person becomes, or is approved by the</p>	

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	<p>licence holder to be, a nursery school volunteer; (e) a criminal history disclosure statement, in a form approved by the provincial director; (f) a consent to the disclosure of information, in a form approved by the provincial director.</p> <p>7(12.1) Every document referred to in clauses (12)(c), (d) and (e) must be examined by the licence holder to determine whether any conviction, charge, pardon, record suspension, registration or concern about the person is noted in relation to any of the documents.</p> <p>7(12.2) If no conviction, charge, pardon, record suspension, registration or concern about the person is noted in relation to any of the documents referred to in clause 12(c), (d) or (e), the licence holder must verify, in</p>	

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	<p>a form approved by the provincial director, that</p> <p>(a) each of the documents was examined by the licence holder; and</p> <p>(b) no conviction, charge, pardon, record suspension, registration or concern about the person was noted in relation to any of the documents.</p> <p>7(12.3) If a conviction, charge, pardon, record suspension, registration or concern about the person is noted in relation to any of the documents referred to in clause (12)(c), (d) or (e),</p> <p>(a) the licence holder must immediately give the original of each document and the person's consent to the disclosure of information to the provincial director for review; and</p> <p>(b) the provincial director must review the documents and</p>	

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	<p>advise the licence holder if the information about the person is satisfactory.</p> <p>7(12.4) The licence holder must not leave a person referred to in clause (12)(a) or (b) alone with a child until (a) in the case where subsection (12.2) applies, the licence holder verifies the matters referred to in that subsection; and (b) in the case where subsection (12.3) applies, the provincial director advises the licence holder that the information about the person is satisfactory.</p> <p>7(13) Every licence holder shall advise the provincial director of any changes in staff employed in the child care centre on the form provided by the provincial director.</p>	

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	<p>35(5.2) Except during the hours when overnight care is being provided, every licence holder shall ensure that if either the number or ages of children as set out in the definition "family child care home" is exceeded, two licence holders or assistants, or a licence holder and an assistant, are present to provide child care.</p> <p>And Manitoba Regulation 62/86 (the "Regulation") Definitions:</p> <p>"family child care home" means a child care home in which child care is provided to not more than 8 children of whom not more than 5 are preschool age children and not more than 3 are infants.</p> <p>"group child care home" means a child care home in which child care is provided to more than eight, but not more than 12 children, of whom not more than three are infants.</p>	

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	<p>AND WHEREAS this order is being issued pursuant to section 18 of the Act, which states:</p> <p>18 Where the provincial director (a) is satisfied that any facility described in a licence is not being operated and maintained in compliance with the requirements or standards prescribed in the regulations for that type of facility; or (b) believes that a facility described in a licence is being operated and maintained in a manner that is hazardous to the health, safety or well-being of children receiving child care in the facility;</p> <p>the provincial director may, by written order, require the person operating the facility to take the measures specified in the order and to remedy the non-compliance, remove the hazard or deal</p>	

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35(7), 24(1), 24(1.1)	with the problems, as the case may be, within the time limits specified in the order, and must serve a copy of the order on the person operating the facility. AND WHEREAS the provincial director believes this Licensing Order is necessary to protect the health, safety or well-being of children receiving care at the Centre, the PROVINCIAL DIRECTOR HEREBY ORDERS THAT:	Immediately
35(7), 24(1), 24(1.1)	(1) Children in attendance at the facility are to be supervised at all times.	Immediately
35(7), 24(1), 24(1.1)	(2) No outings or fieldtrips away from the facility may occur until further notice.	Immediately
35(7), 24(1), 24(1.1)	(3) No new enrollment of children into the facility until further notice.	Immediately

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35(5.2)	(4) The licence holder must develop a comprehensive written plan to staff the facility to ensure appropriate supervision of children including: a) Regularly scheduled assistants to meet the number and ages of children permitted by the licence b) How the licence holder will develop a substitute list c) How families with children attending the facility will be advised of any staffing changes d) How the licence holder will ensure compliance with the number and ages of children permitted by the licence if no other assistant or substitute is present. This includes situations when the assistant or substitute is absent or late for their scheduled shift, ensuring that the licence holder will only care for family child care numbers including a maximum of 5 children under 6 years of age, of whom no more than 3 are less than 2 years of age.	October 30, 2023

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35(5.2)	(5) The written plan to staff the facility must be submitted to the Child Care Coordinator for provincial director approval.	November 6, 2023
35(5.2)	(6) The licence holder must submit the staff schedule and children's attendance records on a weekly basis (every Friday) to the child care coordinator until further notice.	Immediately
35(2.6.1), 7(12)(12.1) 7(12.2)(12.3)(12.4)	(7) The licence holder must ensure all assistants and substitutes complete background checks, and the licence holder must submit the original of the Licensee background check verification declaration to Early Learning and Child Care upon employment.	Immediately
35(2.6.1), 7(12)(12.1) 7(12.2)(12.3)(12.4)	(8) The licence holder must not allow an assistant or substitute to care for children alone until all relevant background checks have been completed, and Early Learning and Child Care has received	Immediately

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Regulation Number / Numéro de règlement :	VIOLATION / INFRACTION	Required Compliance Date / Le règlement doit être respecté à partir du :
35(2.6.1), 7(13)	<p>the Licensee background check verification declaration. The licence holder may drop off in the 24 hour mail slot located at 114 Garry Street in Winnipeg, or drop off in person to the main floor reception between 8:30 and 4:30 Monday to Friday, or by way of sending in registered mail to 114 Garry Street, Winnipeg Manitoba, R3C 4V4.</p> <p>(9) The licence holder must ensure the Record of Child Care Residents/Staff is updated as changes to staffing at the facility occur.</p> <p>(10) The licence holder must attend training sessions conducted by Division staff to review all applicable legislation and regulations.</p>	<p>Immediately</p> <p>November 24, 2023</p>

Child Care Coordinator / Coordinateur(trice) des services de garde : Jenessa Balala
Address / Adresse : 2-114 Garry St. Winnipeg, Manitoba R3C 4V4
Phone Number / Numéro de téléphone : 431-277-2665

THIS ORDER MUST BE CLEARLY POSTED FOR THE INFORMATION OF ALL PARENTS / CET ORDRE DOIT ÊTRE AFFICHÉ À LA VUE DE TOUS LES PARENTS

Executive Director, Provincial Operations, Early Learning and Child Care / Directrice, Opérations provinciales, Apprentissage et de garde des jeunes enfants:

ORIGINAL SIGNED BY SUSAN EMERSON 10/26/2023

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LICENSING ORDER / ORDRE RELATIF AUX LICENCES

To / Destinataire : Hafiza Yusra Facility Number / N° d'établissement : 102597
Centre / Home Operating Name / Nom d'opération du centre/garderie à domicile : Play n Learn Childcare
Location / Adresse : 623 St. Mary's Rd, Winnipeg Manitoba Licence Number / N° de licence : 118612
Postal Code / Code Postal : R2M 3M1
Dated / Licence datée du : 10/12/2023 For the period from / Pour la période du : 10/01/2023 To / Au : 12/31/2023

THIS ORDER REQUIRES COMPLIANCE WITH THE FOLLOWING REGULATIONS / CET ORDRE EXIGE LE RESPECT DES RÈGLEMENTS SUIVANTS :

Regulation Number / Numéro de règlement :	VIOLATION / INFRACTION	Required Compliance Date / Le règlement doit être respecté à partir du :
	<p>(11) All parents with children currently enrolled at the facility must be informed by the licence holder, of this order. Parent letter provided must be distributed to every parent/guardian, and signatures of parent/guardian confirming receipt to be submitted to the child care coordinator.</p> <p>This Order must remain in a prominent place within the child care facility at all times and is not to be removed until authorized by the provincial director of Early Learning and Child Care.</p> <p>This Order may be appealed to the SOCIAL SERVICES APPEAL BOARD within (30) days of receiving notice of the order.</p>	Immediately

Child Care Coordinator / Coordinateur(trice) des services de garde : Jenessa Balala
Address / Adresse : 2-114 Garry St. Winnipeg, Manitoba R3C 4V4
Phone Number / Numéro de téléphone : 431-277-2665

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10/26/2023

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