



# LawRight

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## What happens to my review or appeal before Blue Card Services or QCAT?

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The blue card system in Queensland is regulated by the *Working with Children Check Act 2000* (Qld) (**WWCC Act**).

The WWCC Act was recently amended. The amendments included changes to the processes for appealing a decision about a blue card application.

### **I applied for a blue card or to have a negative notice cancelled prior to 20 September 2025 and my application has not been decided. What happens to my application?**

If you have a pending application to Blue Card Services for a blue card or to cancel a negative notice, what happens to your application will depend on your circumstances.

#### ***What happens to my application if I am a disqualified person?***

If you are a disqualified person, then your application will be taken to have been withdrawn automatically (section 608 WWCC Act). A disqualified person is not eligible to apply to have a negative notice cancelled under the WWCC Act (section 304G WWCC Act).

#### ***What happens to my application if I am not a disqualified person?***

If you are not a disqualified person, then under section 609 of the new WWCC Act, Blue Card Services can decide your application as if it was an application for a blue card using the new assessment process under the WWCC Act.

More information about the new risk assessment and “reasonable person” test for assessing a blue card application can be found [here](#).

### **I want to apply to cancel a negative notice that was issued prior to 20 September 2025.**

#### **What can I do?**

If you were issued a negative notice prior to **20 September 2025**, then you can apply to Blue Card Services to have the negative notice cancelled if it has been **more than two years** since the day you were issued the negative notice (section 610 WWCC Act).

Blue Card Services will apply the new assessment process under the WWCC Act.

If you are or have been issued a negative notice after **20 September 2025**, then you will need to wait **three years** from the day you were issued the negative notice to apply for the negative notice to be cancelled, unless you make an application to QCAT to review the decision within the limitation period.

### **I applied to QCAT to review Blue Card Services' decision about my exceptional case prior to 20 September 2025. What happens to my application?**

If you applied to QCAT for review of a decision about whether or not there is an “*exceptional case*” in relation to your blue card eligibility, and that application was still pending on **20 September 2025**, then your review will continue to be considered by QCAT (section 625 WWCC Act).

QCAT will apply the assessment process under the old WWCC Act to the review. See our factsheet [Applying to QCAT for review of a blue card related decision \(before 20 September 2025\)](#).

### **What happens if I withdraw my QCAT application?**

If you withdraw your QCAT application, your proceeding will end and you will not be able to reinstate it without leave of the Tribunal (section 46(3) of the *Queensland Civil and Administrative Tribunal Act 2009* (Qld)).

If your negative notice was issued:

- before 20 September 2025; and
- two years have passed since the date it was issued

You may be able to apply to Blue Card Services to cancel your negative notice. If you are eligible to apply, your application will be decided under the amended Act.

**For more resources, visit [LawRight's Blue Card factsheets page online](#).**

*This resource was funded by a grant from the  
Community Legal Education Collaboration Fund*

Last updated: 30 June 2026