

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES

Presented and read a first time, 13 November 1985

(Minister representing the Minister for Education)

A BILL

FOR

An Act to amend the *States Grants (Education Assistance—Participation and Equity) Act 1983*, and for related purposes

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title, &c.

5 1. (1) This Act may be cited as the *States Grants (Education Assistance—Participation and Equity) Amendment Act (No. 2) 1985*.

 (2) The *States Grants (Education Assistance—Participation and Equity) Act 1983*¹ is in this Act referred to as the Principal Act. .

Commencement

10 2. This Act shall come into operation on the day on which it receives the Royal Assent.

Interpretation

3. Section 4 of the Principal Act is amended by inserting after the definition of “the year 1986” in sub-section (1) the following definition:

“‘the year 1987’ means the year commencing on 1 January 1987.”.

Years to which this Act applies

4. Section 5 of the Principal Act is amended by omitting “and the year 1986” and substituting “, the year 1986 and the year 1987”.

5. After section 8A of the Principal Act the following section is inserted: 5

Limit on grants under section 7 in respect of 1986

“8B. The Minister shall not authorize payments to a State under section 7 in respect of the year 1986 that exceed, in the aggregate, the amount specified in column 2 of Schedule 7 opposite to the name of the State.”.

6. After section 12A of the Principal Act the following section is inserted: 10

Limit on grants under Part in respect of 1986

“12B. The Minister shall not authorize payments to a State under this Part in respect of the year 1986 that exceed, in the aggregate, the amount specified in column 2 of Schedule 8 opposite to the name of the State.”. 15

7. After section 15A of the Principal Act the following section is inserted:

Limit on grants under section 14 in respect of 1986

“15B. The Minister shall not authorize payments to a State under section 14 in respect of the year 1986 that exceed, in the aggregate, the amount specified in column 2 of Schedule 9 opposite to the name of the State.”. 20

Limits on grants in respect of 1984, 1985 and 1986

8. Section 18 of the Principal Act is amended—

(a) by omitting from sub-section (1A) “\$75,804,000” and substituting “\$76,408,000”;

(b) by inserting after sub-section (1A) the following sub-section: 25

“(1B) The Minister shall not authorize prescribed payments in respect of the year 1986 that exceed, in the aggregate, \$39,144,000.”; and

(c) by omitting from sub-section (2) “sub-sections (1) and (1A)” and substituting “sub-sections (1), (1A) and (1B)”. 30

Limits on grants under section 20 in respect of 1984, 1985 and 1986

9. Section 21 of the Principal Act is amended—

(a) by omitting from sub-section (2) “\$710,000” and substituting “\$717,000”; and

(b) by adding at the end the following sub-section: 35

“(3) The Minister shall not authorize payments to the States under section 20 in respect of the year 1986 that exceed, in the aggregate, \$327,000.”.

Limits on grants under section 22A in respect of 1985 and 1986

10. Section 22B of the Principal Act is amended—

(a) by omitting from sub-section (1) "\$1,180,000" and substituting "\$1,147,000"; and

(b) by adding at the end the following sub-section:

"(2) The Minister shall not authorize payments to the States under section 22A in respect of the year 1986 that exceed, in the aggregate, \$576,000."

11. Section 24 of the Principal Act is repealed and the following section is substituted:

Limit on grants under Act in respect of 1987

"24. The Minister shall not authorize payments under this Act in respect of the year 1987 that exceed, in the aggregate, \$42,423,000."

12. After section 25A of the Principal Act the following section is inserted:

Transfer of amounts between Schedules 7 and 9

"25B. (1) Subject to sub-section (2), the Commonwealth Education Minister may, at the request of the State Education Minister of a State, declare that this Act shall have effect as if there were substituted for the amount in column 2 of Schedule 7, and the amount in column 2 of Schedule 9, opposite to the name of the State such other amounts as are respectively specified in the declaration, being amounts the sum of which is equal to the sum of the first-mentioned amount and the second-mentioned amount and, where the Minister so declares, this Act shall have effect accordingly.

"(2) The Minister shall not, in a declaration under sub-section (1), specify, as the amount to be substituted for the amount in column 2 of Schedule 7, or column 2 of Schedule 9, opposite to the name of a State, an amount that is less than the sum of the amounts of the payments to the State that have previously been authorized by the Minister in respect of the year 1986 under section 7 or 14, as the case may be."

Schedules

13. Schedules 4, 5 and 6 to the Principal Act are repealed and the Schedules set out in Schedule 1 to this Act are substituted.

Consequential amendments

14. The Principal Act is amended as set out in Schedule 2 to this Act.

Payments made under Principal Act

15. Payments (including advances) by way of financial assistance made to a State or to the Northern Territory under the Principal Act shall be deemed to have been made for the purposes of the Principal Act as amended by this Act.

4 *States Grants (Education Assistance—Participation and Equity)*
Amendment (No. 2) No. , 1985

SCHEDULE 1

Section 13

NEW SCHEDULES 4 TO 9 (INCLUSIVE) TO THE PRINCIPAL ACT

SCHEDULE 4

Section 8A

GOVERNMENT SCHOOLS PROJECTS AND PROGRAMS—1985

Column 1	Column 2
Name of State	Amounts
	\$
New South Wales.	13,390,000
Victoria.	10,877,000
Queensland	7,134,000
Western Australia.	4,055,000
South Australia.	3,760,000
Tasmania	1,326,000
Northern Territory	435,000
Total	40,977,000

SCHEDULE 5

Section 12A

NON-GOVERNMENT SCHOOLS PROJECTS AND PROGRAMS—1985

Column 1	Column 2
Name of State	Amounts
	\$
New South Wales.	1,580,000
Victoria.	1,579,000
Queensland	768,000
Western Australia.	379,000
South Australia.	311,000
Tasmania	102,000
Northern Territory	36,000
Total	4,755,000

SCHEDULE 1—continued

SCHEDULE 6

Section 15A

TECHNICAL AND FURTHER EDUCATION PROJECTS AND PROGRAMS—1985

Column 1	Column 2
Name of State	Amounts
	\$
New South Wales.	13,088,000
Victoria.	8,445,000
Queensland	5,653,000
Western Australia.	3,276,000
South Australia.	3,375,000
Tasmania	1,280,000
Northern Territory	314,000
Total	35,431,000

SCHEDULE 7

Section 8B

GOVERNMENT SCHOOLS PROJECTS AND PROGRAMS—1986

Column 1	Column 2
Name of State	Amounts
	\$
New South Wales.	6,749,000
Victoria.	5,417,000
Queensland	3,606,000
Western Australia.	2,046,000
South Australia.	1,851,000
Tasmania	661,000
Northern Territory	233,000
Total	20,563,000

SCHEDULE 1—continued

SCHEDULE 8

Section 12B

NON-GOVERNMENT SCHOOLS PROJECTS AND PROGRAMS—1986

Column 1 Name of State	Column 2 Amounts
	\$
New South Wales.	770,000
Victoria.	762,000
Queensland	389,000
Western Australia.	196,000
South Australia.	166,000
Tasmania	65,000
Northern Territory	28,000
Total	2,376,000

SCHEDULE 9

Section 15B

**TECHNICAL AND FURTHER EDUCATION PROJECTS AND
 PROGRAMS—1986**

Column 1 Name of State	Column 2 Amounts
	\$
New South Wales.	6,959,000
Victoria.	4,097,000
Queensland	3,140,000
Western Australia.	1,799,000
South Australia.	1,788,000
Tasmania	628,000
Northern Territory	170,000
Total	18,581,000

SCHEDULE 2

Section 14

CONSEQUENTIAL AMENDMENTS

Sub-section 7 (1)—

After “8A,” insert “8B.”

Sub-section 10 (1)—

After “12A,” insert “, 12B”.

Sub-section 11 (1)—

After “12A,” insert “, 12B”.

Sub-section 14 (1)—

After “15A,” insert “15B.”

NOTE

1. No. 118, 1983, as amended. For previous amendments, see Nos. 51, 72 and 128, 1984; and No. 62, 1985.

