



ANNO DECIMO QUINTO

# VICTORIÆ REGINÆ.

## No. 20.

*An Act to promote Education in South Australia, by aids towards the erection of Schools and the payment of Stipends to Teachers.*

[Assented to 2nd January, 1852.]

**W**HEREAS it is expedient, from the General Revenue, to aid Preamble.  
in the promotion of education throughout the Colony :

Be it therefore Enacted, by the Lieutenant-Governor of South Australia, with the advice and consent of the Legislative Council thereof, That in schools established, or to be established, under the provisions of this Act, no attempt shall be made to influence or disturb the peculiar tenets of any religious sect. Religious liberty secured.

2. And be it Enacted, That in schools established, or to be established, under the provisions of this Act, the aim shall be to introduce and maintain good secular instruction, based on the Christian Religion; apart from all theological and controversial differences on discipline and doctrine, and that no denominational catechism be used. Religious controversy prohibited.

3. And be it Enacted, That schools established, or to be established, under the provisions of this Act, when erected and opened, shall be conducted and maintained on the self-supporting principle, by periodical payments of school fees; and that no books or instruction be given gratuitously: Provided always, Education and books not to be given gratuitously.  
that

Orphans and other destitute scholars to be educated at the public expense.

that although gratuitous education is, in general, impolitic and undesirable, nevertheless, orphans, or other destitute children, without relatives bound in law, or other persons willing to maintain them, shall have the right of admission, and shall be admitted into any school established, or to be established, under this Act, and that the school fees and cost of books, in the case of orphans or other destitute scholars, shall be charged to the public.

Central Board of Education in Adelaide.

4. And be it Enacted, That there shall be a Central Board of Education, to be nominated by the Governor, by and with the advice of the Executive Council; the members of the said Board, not exceeding seven in number, to be selected by the Governor and Executive Council, without reference to party politics, and indifferently from the different religious bodies not being ministers of religion; and that two of such board who have attended the least number of times retire annually, although capable of re-appointment.

Powers of Central Board of Education.

5. And be it Enacted, That the Central Board of Education shall alone have power, for the purposes of this Act, to licence school-houses and teachers, to withdraw licences, to fix the increase of salary to teachers between the minimum and maximum hereafter named in this Act, which increase may take place and be sanctioned with increased numbers of scholars, and increased efficiency of teachers; and to determine the kind, quality, and extent of instruction to be imparted at schools (other than the Normal or Training School hereinafter mentioned) established, or to be established, under the provision of this Act; and such instruction shall be given to all scholars, unexclusively, who shall be of age and capacity to receive it.

Normal or Training School for future teachers to be opened in Adelaide.

6. And be it Enacted, That there shall be in the City of Adelaide, or in some place adjacent thereto, a Normal School or Training Institution, under the control and regulation of the Central Board of Education, for educating and training persons of both sexes in the qualifications, intellectual and moral, necessary to make good and efficient teachers: Provided that education in such Normal School shall at no time be a necessary condition to the obtaining a licence from the said Central Board of Education.

Normal School erected at cost of public; thereafter to be self-supporting.  
Probable estimate, 2000l.

7. And be it Enacted, That the said Normal or Training School shall be erected, and, during the first year after it is opened and used, be maintained and furnished at the public expense with books, and school apparatus, and material, for a sum not to exceed Two Thousand Pounds; and that ever thereafter the principle of self-support shall, as far as practicable, be enforced as the general rule and condition of the existence of the institution.

Course of instruction at Normal School,

8. And be it Enacted, That the education to be imparted at the Normal or Training Institution for Teachers, shall be conferred on person of not less than fourteen years of age, who shall have already acquired some proficiency in writing, reading and arithmetic; and the

the instruction in the Normal School shall include, grammar, logic, elocution, geography, history, geometry, mechanics, mathematics, natural philosophy, drawing, music, and all those other requisites of a personal nature, independently of scholarship, as the inculcation of patience, temper, cheerfulness, and the art of conversational lectures or familiar illustration, which qualify for teaching by example no less than by precept, and which may be useful in after-life, whether the person as a future teacher shall obtain the charge of a first or a second-rate school, or shall enter into any other pursuit.

9. And be it Enacted, That the District Councils shall be authorised to visit and report to the Central Board upon the various schools within their respective districts.

District Boards of Education.

10. And be it Enacted, That whenever there shall be submitted to the Central Board of Education, from a District Council, a plan, estimate, and specification for the erection and furnishing of a District School, together with a copy of a proposed deed of trust, for the management, maintenance, and conduct of the same, then it shall and may be lawful for the Central Board of Education, if they approve of the project, to assist in the erection of the said District School by an appropriation of money, books, and school apparatus and material, not exceeding in all one-half of the approved estimate of the cost of erecting and furnishing the said School: Provided always, that for or on account of any such District School there shall not, in any event, be paid more than Two Hundred Pounds in aid of the same.

District Boards of Education to be assisted with funds.

*Probable Estimate—*

10 schools at 200l—	£2000
15 do. at 150l—	2250
20 do. at 100l—	2000
30 do. at 50l—	1500
	£7750

11. And be it Enacted, That where no such District Council shall exist any two of Her Majesty's Justices of the Peace for this Province shall have and exercise all the power and authority, and be entitled to perform all the duties conferred by this Act upon such District Councils.

When no District Council, two Justices may act.

12. And be it Enacted, That in all Schools, except the Normal or Training School for Teachers in Adelaide, established or to be established under this Act, the minimum salary of every licensed Teacher, having the charge of a School, shall be Forty Pounds per annum; and the maximum salary shall be One Hundred Pounds per annum, exclusively of school fees.

Salaries of teachers (other than Normal Teacher) besides school fees.

*Probable Estimate—*

10 schools at 100l—	£1000
15 do. at 70l—	1050
20 do. at 50l—	1000
30 do. at 40l—	1200
	£4250

13. And be it Enacted, That the salary of the teacher at the Normal or Training School in Adelaide shall be Three Hundred Pounds per annum, exclusively of school fees.

Salary of Normal School Teacher, exclusive of school fees. £300.

14. And be it Enacted, That the Central Board of Education shall establish at the Normal or Training School in Adelaide, or elsewhere in Adelaide, a depôt for books, apparatus, and school material in general, to be procured at the public expense, and thereafter to be issued on pre-payment of the prime cost and charges to the schools, or their scholars, throughout the Province.

Depôt of school books, &c. Probable estimate, £500.

15. And

Inspector of Schools,  
£300.

15. And be it Enacted, That the Inspector of Schools for the time being shall correspond with all District Boards of Education, and shall personally, and not by deputy, but attended by an assistant, where necessary, visit, inspect, and report on all schools established, or to be established, under this Act ; and that such reports be addressed to the Central Board of Education, and be published for general information.

Redeemable bonds to be issued for raising £10,000 from time to time, as it may be required.

16. And be it Enacted, That in order to provide funds for the purpose of promoting the erection of schools under this Act, the Central Board of Education for the time being shall have power and authority to issue bonds for the several amounts of One Thousand pounds, Five Hundred Pounds, Two Hundred and Fifty Pounds, One Hundred Pounds, Fifty Pounds, Twenty Pounds, and Ten Pounds, according as there may be a demand for either amount of bond : Provided that the bonds so issued shall not, in the aggregate, exceed the sum of Ten Thousand Pounds.

Interest of bond  
6 per cent.

Interest payable half-yearly, quarterly, monthly, weekly, or daily.

17. And be it Enacted, That the said bond shall bear interest at and after the rate of six per centum per annum for each and every Hundred Pounds, or lesser value of the amount thereof ; and that the said interest shall be and become payable half-yearly, or quarterly, by the Colonial Treasurer, out of the General Colonial Revenue, at one of the local banks in the City of Adelaide, or at such other place, within the Colony or elsewhere, as may be appointed in such bond.

Interest secured on and payable out of general Colonial revenue.

18. And be it Enacted, That the Colonial Treasurer, for the time being, shall and he is hereby authorised out of the General Colonial Revenue received or to be received by him on the first day of January and the first day of July in each and every year, for fifteen successive years from and after the date of this Act, pay in advance into one of the Local Banks of the City of Adelaide, and at such other places as may be mentioned in such bond, a sum, in the whole, of Five Hundred Pounds, being ten per cent. on the capital sum of Ten Thousand Pounds, for the six months preceding the said first of January and first of July of each and every year respectively.

Interest and redemption fund to be deposited, in advance, in one of the Local Banks.

19. And be it Enacted, That the said sum of Five Hundred Pounds so to be deposited half-yearly, shall form and constitute a fund for the payment of the interest due on the bonds issued by the Central Board of Education as aforesaid, and the surplus of the said fund, after paying the said interest, shall form and be a sinking fund for the redemption of the capital of the said loan of Ten Thousand Pounds, hereby authorised to be raised by the Central Board of Education as aforesaid ; the said surplus fund to be applied by the Central Board of Education in the redemption and extinction of any and all of the said bonds as hereinafter specified.

20. And be it Enacted, That the Central Board of Education shall, at the expiration of twelve calendar months after the loan hereinbefore mentioned shall have been contracted, redeem or reduce bonds to the amount of the then existing sinking fund; and after that there shall be another similar redemption or reduction every six calendar months in like manner; and the bonds to be so redeemed or reduced shall be determined by lot in the following manner, that is to say, the Central Board of Education shall cause all the bonds to be numbered with a different number for each bond, and one ticket for each sum which may be in the amount of bonds actually and for the time being in existence, to be prepared, and the number borne by each bond shall be written upon as many tickets as there are sums of Ten Pounds in said bond; the Central Board of Education shall then cause a fixed number of their tickets to be drawn at random in the presence of proper witnesses, and shall then cause to be made out and published in the *Government Gazette*, within one week after such drawing shall have taken place, a list of the numbers appearing on the tickets so drawn, and shall call, at the same time, on the holders of the bond bearing the said numbers to come forward at a certain place to be named in such bond to be there named, and receive payment of the amount to be reduced or redeemed on a certain day to be also named, after which day interest on the bond so distinguished shall cease: Provided however that the drawing of lots, by which the numbers of the bond to be redeemed or reduced shall be determined, shall take place on a day not more than three nor less than two calendar months before the day fixed for that on which the bonds are to be redeemed or reduced.

Bonds, how and when redeemable.

21. And be it Enacted, That it shall be incumbent on the Central Board of Education and on the Colonial Treasurer to redeem and pay off the said capital sum of Ten Thousand Pounds, herein authorised to be raised on bond within fifteen years from the date of this Act.

No part of the bonds to be unredeemed in 1866.

22. And be it Enacted, That in each and every year for fifteen years, successively from the date of the passing of this Act, there shall be appropriated from the General Colonial Revenue a sum of One Thousand Pounds, being ten per cent. on the capital sum of Ten Thousand Pounds hereby authorised to be raised, or such lesser sum than One Thousand Pounds as shall equal ten per cent. of the amount of the said capital, then being and remaining unreduced or unredeemed; and the said One Thousand Pounds, or such lesser sum as aforesaid, shall be applicable, and shall be applied in the mode and manner hereinbefore directed, to the payment of the interest and to the final liquidation of the said capital of Ten Thousand Pounds.

Annual Appropriation out of the General Colonial Revenue of £1000, or such lesser sum, as may be needed, for the interest and final liquidation of the debt for school buildings under this Act.

23. And be it Enacted, That it shall not be lawful to the Central Board of Education, under this Act, nor without further and other legislative sanction, to expend on school buildings, or to enter

into any liabilities on account of school buildings, which shall be in excess of the Ten Thousand Pounds herein authorised to be raised on loan, or of such lesser portion of the said loan as may then have been raised; nor to expend or incur liabilities on account of salaries of teachers, any larger sum than Six Thousand Pounds per annum, or such other specific sum as shall or may hereafter be included and provided for in the Annual Appropriation Acts of the Legislature of the Colony; nor to commence any expenditure on account of the Normal School to be constituted under this Act, until a sum of not less than £5,000 shall have been borrowed and expended for other purposes mentioned in this Act.

24. And be it Enacted, That it shall be lawful for the Governor to authorise the payment from the Colonial Revenue of remuneration to the Members of the Central Board of Education of One Guinea to each Member, for the purpose of inducing a regular attendance; provided always, that such remuneration shall not extend to more than one meeting in each month; and provided also, that such remuneration shall only be payable to those Members of the Board who shall be present at the time of the commencement of the business, signing their names in a book to be kept for that purpose, and remain till the proceedings are terminated.

25. And be it Enacted, That from and after the first day of May next the Ordinance No. 11 of 1847, "For the encouragement of public Education," shall be repealed.

JOHN MORPHETT, Speaker.

*Passed the Legislative Council this Twenty-  
ninth day of December, One Thou-  
sand Eight Hundred and Fifty-one.* }

WM. B. GILBERT,  
*Pro Clerk of Council.*

In the name and on the behalf of Her Majesty I assent to this Act.

H. E. F. YOUNG,  
Lieutenant-Governor.

Government House, Adelaide,  
2nd January, 1852.