

## Education Acts (Teachers) Bill

### EXPLANATORY MEMORANDUM

*Clause 1* sets out the purpose of the Act.

*Clause 2* provides for part of the Act to come into operation on the day it receives the Royal Assent. Sections 5 and 6 come into operation retrospectively. The remainder comes into operation on a day or days to be proclaimed.

*Clause 3* inserts the Division 5—Standards Council of the Teaching Profession into the **Teaching Service Act 1981**.

*Clause 4* substitutes new sections 64 to 64AF, establishing Merit Protection Boards, into the **Teaching Service Act 1981**.

*Clause 5* amends section 45 of the **Teaching Service Act 1981**.

*Clause 6* substitutes a new Part V—Discipline in the **Teaching Service Act 1981**.

*Clause 7* abolishes the Teachers Registration Board.

*Clause 8* abolishes the Appointments Boards.

*Clause 9* abolishes the Teaching Service Appeals Boards.

*Clause 10* abolishes the Teaching Service Disciplinary Boards.

*Clause 11* provides that no compensation is payable arising from section 7, 8, 9 or 10.

*Clause 12* amends section 15B of the **Education Act 1958**.

*Clause 13* inserts a new section 78 into the **Education Act 1958**.

*Clause 14* inserts a new section 77A into the **Teaching Service Act 1981**.

*Clause 15* amends the definitions in section 2 of the **Teaching Service Act 1981**.

*Clause 16* provides that any appointment into or within the teaching service shall be made by the Director.

*Clause 17* amends section 5 of the **Teaching Service Act 1981** to omit a reference to the registration of a teacher and to provide for citizenship requirements for appointment.

*Clause 18* makes consequential amendments to the **Teaching Service Act 1981**.

*Clause 19* repeals section 63 of the **Teaching Service Act 1981**.

*Clause 20* inserts new sections 64AG to 64AI into the **Teaching Service Act 1981**.

*Clause 21* amends section 64A of the **Teaching Service Act 1981**.

*Clause 22* provides for the making of regulations under the **Teaching Service Act 1981** in relation to the Merit Protection Boards.

*Clause 23* amends the Schedule to the **Teaching Service Act 1981**.

*Clause 24* repeals section 82 (*pa*) of the **Education Act 1958**.

*Clause 25* provides for transition of proceedings arising from the abolition of the Teaching Service Appeals Boards or the Teaching Service Disciplinary Boards.

*Clause 26* deems a person holding registration from the Teachers Registration Board as meeting the qualification requirements set by the Standards Council of the Teaching Service.

*Clause 27* provides for transition of proceedings in relation to the abolition of the Appointments Boards.

*Clause 28* limits the jurisdiction of the Supreme Court, under section 85 of the **Constitution Act 1975**.