

Education (Miscellaneous Matters) Bill

EXPLANATORY MEMORANDUM

Clause 1 cites purpose of this Act.

Clause 2 contains commencement provisions.

PART 1

Clause 3 refers to the *Education Act 1958* as being the Principal Act in Part 1 of this Act.

Clause 4 amends the existing definition of “Teacher” in the Principal Act.

Clause 5 provides for the Minister to determine salaries, allowances and terms and conditions of employment for teacher aides, teacher assistants and rural school aides under the *Teaching Service Act 1981*.

Clause 6 provides for groups of School Councils to employ one person.

Clause 7 provides for school councils to form associations to manage joint facilities.

Clause 8 provides the ability of school councils to form sub-committees from within the school councils membership and validates regulations.

Clause 9 amends sections 14 and 15 of the Principal Act to vary administrative practices in respect to school council audits.

Clause 10 amends section 82 to provide a regulation making power in respect to teacher assistants and rural school aides.

Clause 11 makes consequential amendments to the *Local Government Act 1958*.

PART 2

Clause 12 refers to the *Post-Secondary Education Act 1978* as being the Principal Act in Part II of this Act.

Clause 13 amends section 18 of the Principal Act to provide for the rights of certain persons to be saved.

Clause 14 amends sections 40, 97, 103 and 112 of the Principal Act to provide for the substitution of the TAFE Gazette for the Education Gazette as a newspaper for the purposes of this Act and validates previous publications.

Clause 15 provides an additional function of the Technical and Further Education Board to conduct any evaluations, assessments or examinations in respect to students.

Clause 16 amends section 62 of the Principal Act by way of correction.

Clause 17 provides for the creation of positions in the Technical and Further Education teaching service in the case of the amalgamation or takeover of a school or college or part thereof.

Clause 18 amends section 67 of the Principal Act to provide exempt positions to be created in accordance with determinations.

Clause 19 amends section 74 of the Principal Act to provide deputies for members of the Technical and Further Educations Registration Board.

Clause 20 amends section 91 of the Principal Act to vary the powers of the Chairman concerning the capacity of officers.

Clause 21 amends section 103 of the Principal Act in relation to qualifications for transfer and promotion.

Clause 22 amends section 104 of the Principal Act in respect to the transfer and promotion of members of the Technical and Further Education teaching service.

Clause 23 amends section 106 of the Principal Act to clarify the meaning of “transfer”.

Clause 24 amends section 107 of the Principal Act to provide deputies for members of the Technical and Further Education Teaching Service Appeals Board and make other amendments.

Clause 25 provides that the Technical and Further Education Teaching Service Appeals Board may report a provisional promotion or transfer not made in accordance with the Act and provides subsequent procedures.

Clause 26 provides for deputies for members of the Technical and Further Education Discipline Appeals Board.

Clause 27 amends section 120 of the Principal Act to define further a course of study and statewide courses.

Clause 28 provides conditions under which authority may not be given to conduct statewide courses.

Clause 29 provides for terms of office of members of the Technical and Further Education Accreditation Board.

Clause 30 amends sections 124 and 127 of the Principal Act to provide that power to recommend accreditation given to institutions will not apply to statewide courses.

Clause 31 amends sections 127 and 128 of the Principal Act to provide a new relationship between the Technical and Further Education Board and the Technical and Further Education Accreditation Board.

Clause 32 substitutes section 129 of the Principal Act to provide for the Technical and Further Education Accreditation Board to make an annual report to the Minister.

Clause 33 provides for the validation of the creation of offices and exempt positions at Technical and Further Education colleges.

Clause 34 makes consequential amendments to the *Teaching Service Act 1981*.