

Victorian Curriculum and Assessment Board Bill

EXPLANATORY MEMORANDUM

Clause 1 cites the purpose of the Act.

Clause 2 contains commencement provisions.

Clause 3 defines terms used in the Act.

Clause 4 establishes the Board as a body corporate.

Clause 5 states the objective of the Board.

Clause 6 prescribes the functions and powers of the Board.

Clause 7 provides for the membership of the Board and the ability of the Minister to appoint members and specify terms and conditions of appointment.

Clause 8 establishes a sub-committee of the Board known as the “Executive” and permits remuneration and allowances fixed by the Minister to be paid to its members. It also provides for remuneration to employers of persons appointed to the Executive.

Clause 9 provides for the Minister to appoint acting members of the Board.

Clause 10 enables the Minister to fix remuneration and travelling and other allowances to be paid to members of the Board.

Clause 11 is the machinery provision dealing with the conduct of meetings of the Board.

Clause 12 provides for the appointment under the *Public Service Act 1974* of any officers and employees necessary for the management and administration of the Board’s affairs.

Clause 13 empowers the Board to appoint advisory committees and to pay travelling and other allowances fixed by the Minister to members of those committees.

Clause 14 gives the Board the power to delegate one or more of its powers to a member or officer of the Board.

Clause 15 provides for the establishment of the Victorian Curriculum and Assessment Board Fund and the payment to and dispersment of monies from that Fund.

Clause 16 specifies the Board’s obligations in regard to keeping of accounts and records of its transactions and affairs.

Clause 17 requires the Board to submit an annual report, specifies the content of the report and provides that it shall be presented to Parliament.

Clause 18 provides for the Board to apply to the Minister for an extension of time for submitting the annual report.

Clause 19 provides for the auditing of the Board’s accounts by the Auditor-General.

Clause 20 empowers the Board to issue the Victorian Certificate of Education and to cancel or alter a certificate in certain circumstances.

Clause 21 prohibits the Board from supplying information of a personal nature without the express approval of an individual student and empowers the Board to request any public authority, organization, institution or body related to the provision of education in Victoria to supply information required to carry out its functions.

Clause 22 provides immunity from suit of members of the Board or members of the committees of the Board in the exercise of their duties.

Clause 23 contains the power to make regulations under the Act. It further provides that notice shall be given in the *Government Gazette* of examination fees fixed by Order of the Governor in Council.

Clause 24 contains transitional provisions.

Clause 25 repeals the *Victorian Institute of Secondary Education Act 1976* and amends Schedule Two of the *Public Service Act 1974*.