

## TASMANIA.



1944.

ANNO OCTAVO

GEORGII VI. REGIS.

No. 3.

## ANALYSIS.

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| 1. Short title and citation.  | Secretary, officers, accounts.<br>Schools Board Certificates.        |
| 2. The Schools Board of Tasmania.<br>Meetings of the Schools Board. | Powers of Schools Board.<br>Financial provisions.<br>3. Regulations. |

AN ACT to amend the *Education Act 1932*.  
[31 October, 1944.]

A.D.  
1944

**B**E it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

- 1**—(1) This Act may be cited as the *Education Act 1944*.  
(2) The *Education Act 1932*\*, as subsequently amended, is in this Act referred to as the Principal Act.

\* 23 Geo. V. No. 22, as amended by 24 Geo. V. No. 41, 1 Geo. VI. No. 41, 3 & 4 Geo. VI. No. 35, 4 Geo. VI. No. 21, 4 Geo. VI. No. 53, 6 Geo. VI. No. 5, 6 Geo. VI. No. 24, 6 Geo. VI. No. 63, 7 Geo. VI. No. 46, and by Statute Law Revision. (See Reprint of Statutes, Vol. III., page 661.)

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A.D. 1944. **2** After Part IV. of the Principal Act the following Part is inserted—

## “PART IVA.

## THE SCHOOLS BOARD OF TASMANIA.

The Schools  
Board of  
Tasmania.

“46A—(1) There shall be established, for the purposes of this Part, a Board to be called the Schools Board of Tasmania (in this Part referred to as the ‘Schools Board’), which shall be constituted as provided by this section.

(2) The Schools Board shall consist of twelve members appointed by the Governor, of whom—

- (a) four members shall be persons nominated by the Council of the University of Tasmania;
- (b) four members shall be persons nominated by the Director; and
- (c) four members shall be persons nominated, in accordance with by-laws made by the Schools Board under this Part, by principals of such schools registered as secondary schools under Part IV. as are specified in the by-laws: Provided that the first nomination of persons under this paragraph shall be made by the Association of Head Masters and Head Mistresses of the Public Schools of Tasmania.

(3) Of the first members of the Schools Board—

- (a) two of each of the four members appointed in accordance with paragraphs (a), (b), and (c) of subsection (2) respectively shall retire on the thirtieth day of June in the second year after their appointment; and
- (b) the remaining two of each of the four members so appointed shall retire on the thirtieth day of June in the fourth year after their appointment.

(4) The members of the Schools Board who shall retire in accordance with paragraphs (a) and (b) of subsection (3) respectively shall be determined by the Governor, and shall be specified in the notification in the *Gazette* of the appointment of the first members of the Board.

(5) Subject to this section, the members of the Schools Board, other than the first members of the Board, shall hold office for a term of four years from the date of their appointment.

(6) If any member of the Schools Board dies, declines to act, resigns his office, or ceases to reside in the State, his office shall become vacant and the Governor may, on the nomination of the appropriate body or person referred to in subsection (2), appoint a person as member of the Board for the remainder of the term of office of such member.

(7) Any member of the Schools Board whose term of office has expired shall be eligible for reappointment.

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(8) The Schools Board shall, at its first meeting after the first day of July in each year, appoint one of its members to be the chairman of the Board, who shall hold office until his successor is appointed. A.D. 1944.

(9) A vacancy in the office of a member shall not invalidate the proceedings of the Schools Board.

(10) The members of the Schools Board shall be paid such travelling and other allowances (if any) as may be fixed by by-law under this Part.

“46B—(1) Meetings of the Schools Board shall be held at such times and places as the Board determines. Meetings of the Schools Board.

(2) At any meeting of the Schools Board, seven members thereof shall constitute a quorum.

(3) The chairman shall preside at all meetings of the Schools Board at which he is present, and in his absence from any meeting the members present shall elect one of their number to be the chairman of that meeting.

(4) All questions arising at any meeting of the Schools Board shall be decided by a majority of the votes of the members present.

(5) At all meetings of the Schools Board the chairman shall have a deliberative vote, and in the event of an equality of votes shall also have a casting vote.

(6) Except as provided by this Part, the Schools Board may regulate its own procedure.

“46C—(1) The Schools Board may appoint a secretary to the Board, and such examiners, inspectors, clerks, and other officers as it thinks necessary to carry out the provisions of this Part, and may determine the remuneration and the terms and conditions of the appointment of the officers so appointed. Secretary, officers, accounts.

(2) The Schools Board may make arrangements with the Council of the University of Tasmania for the use of the services of any administrative or clerical officer or employee of the University for the purposes of this Part.

(3) The Schools Board shall cause to be kept full and accurate minutes of its proceedings and true and correct accounts of its receipts and expenditure under this Part.

(4) The accounts of the Schools Board shall be subject to the provisions of the *Audit Act* 1918.\*

“46D—(1) The Schools Board shall grant, without payment of any fee, certificates, to be called Schools Board Certificates, to persons who are qualified therefor, in the opinion of the Board, by reason of their educational attainments. The Schools Board Certificate.

(2) The qualifications for Schools Board Certificates shall be determined by the Schools Board in such manner as it thinks fit.

\* 9 Geo. V. No. 3, as amended by 12 Geo. V. No. 75, 14 Geo. V. No. 52, 14 Geo. V. No. 69, 18 Geo. V. No. 62, 1 Geo. VI. No. 63, 3 Geo. VI. No. 34, and by Statute Law Revision. (See Reprint of Statutes, Vol. I., page 237.)

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**A.D. 1944.** (3) No fee shall be charged by the Schools Board in respect of the entry by any person for any examination for the purposes of this Part.

**Powers of Schools Board.** “46E The Schools Board shall have power to do all such acts and things as may be necessary for carrying out and giving effect to this Part, and, in particular, may, with the approval of the Governor, make by-laws prescribing—

- (a) the conduct of examinations by the Schools Board and the conditions to be observed in relation thereto;
- (b) the inspection and approval of schools for the purposes of this Part;
- (c) the fees or charges to be paid by any person or school in respect of any matter provided for in the by-laws; and
- (d) such matters as may be necessary or convenient to be prescribed for the purpose of carrying out or giving effect to this Part.

**Financial provisions.** “46F—(1) The expenses of the Schools Board in carrying out the provisions of this Part shall be paid out of moneys provided by Parliament for that purpose.

(2) Any moneys received by the Schools Board under this Part may be applied for the purposes of this Part.”

**Regulations.** **3** Section forty-seven of the Principal Act is amended by inserting after paragraph VIII. of subsection (1) the following paragraph:—

“VIII.A. The cases in which parents and guardians may be required to provide medical attention to children attending State schools, or to ensure that such children shall be clean and free from vermin.”