

THE THIRD SCHEDULE.

(Section 5.)

HYDRO-ELECTRIC COMMISSION LOANS.

Premier—

	£	s.	d.
62. To meet capital costs of hydro-electric power extensions in rural areas as provided by section 32 of the <i>Hydro-Electric Commission Act 1944</i>	122,177	4	0

SUMMARY.

The first schedule—

	£	s.	d.
Part I	2,110	0	0
Part II—			
Buildings	5,998,415	0	0
Miscellaneous	258,345	0	0
	£6,258,870	0	0

The second schedule—

Transport Commission	516,165	0	0
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The third schedule—

Hydro-Electric Commission	122,177	4	0
	£6,897,212	4	0

EDUCATION.

No. 18 of 1954.

AN ACT to amend the *Education Act 1932*.

[28 April, 1954.]

BE 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:—

Short title and citation.

- 1**—(1) This Act may be cited as the *Education Act 1954*.
 (2) The *Education Act 1932*, as subsequently amended is in this Act referred to as the Principal Act.

2 Section three of the Principal Act is amended—Interpreta-
tion.

(a) by inserting before the definition of "Department" the following definition:—

"Class", used in connection with classes of schools, refers to the type of education given thereat: ";

(b) by inserting after the definition of "Director" the following definition:—

"Grade", used in connection with grades of schools, refers to the progressive stages of education of the scholars thereat: ";
and

(c) by adding at the end thereof the following subsection:—

"(2) In this Act—

I "Primary", "secondary", and "tertiary", used in respect of schools and education, refer to progressive stages of education and shall be defined in accordance with section forty-seven: and

II "Academic", "technical", "modern" and "area", used in respect of schools and education, refer to types of education and subjects studied and shall be defined in accordance with section forty-seven."

3 Section five of the Principal Act is amended by omitting subsection (3) and substituting therefor the following subsection:— State schools.

"(3) State schools may be of such kinds, grades, and classes as may, subject to section three, be prescribed, and may be established and maintained for the purpose of providing instruction and tuition in such subjects and to such classes of pupils respectively as may be prescribed, either generally or in respect of particular schools, or kinds, grades, or classes of schools."

4 Section seven A of the Principal Act is amended—Enrolment of
children.

(a) by inserting in subsection (1), after the word "primary", the words "or secondary";

(b) by omitting paragraph I of subsection (2) and substituting therefor the following paragraphs:—

"I Enrolled as a scholar at a primary or secondary school registered under Part IV:

“IA Receiving elsewhere instruction which, in the opinion of the Minister after such enquiry as he may think necessary, is regular, efficient, and adequate:”;

- (c) by omitting from subsection (3) the word “primary”;
- (d) by inserting in that subsection, after the words “State school”, the words “of the grade suitable to the child’s progress in education”; and
- (e) by omitting from subsection (4) the word “primary”.

Compulsory attendance at primary schools.

5 Section eight of the Principal Act is amended—

- (a) by omitting subsection (1) and substituting therefor the following subsections:—

“(1) The parents of every child over the age of six years and under the age of sixteen years shall cause the child to attend at—

I A State school: or

II A school registered under Part IV—

of the grade suitable to the child’s progress in education during the whole of each school day in every week in each year.

“(1A) Subsection (1) of this section does not apply to a child who is—

I Exempted from enrolment under section seven A otherwise than under paragraph I of subsection (2) of that section: or

II Is excused from attendance as provided in subsection (2) of this section.”;

- (b) by omitting from subsection (2) the words “a primary State school” and substituting therefor the words “a school as provided in subsection (1) of this section”; and
- (c) by omitting subsection (6).

6 Section eleven of the Principal Act is repealed and the following section is substituted therefor:—

Maximum number of pupils.

“11—(1) Except as provided in subsection (3) of this section, no children shall be received at or be permitted to attend a State school or a class at a State school in excess of any maximum number determined by the Minister in respect of that school or class.

(2) Where more children attend or apply to attend any school or class than the maximum determined therefor under this section preference shall be given to a child who cannot equally well be educated at another State school over one who can, and otherwise as prescribed.

(3) A maximum number determined under this section may temporarily be exceeded for such period as the Minister may determine in the case of a child requiring education of a kind for which there is no other State school within five miles of the child's residence."

7 Section fifteen of the Principal Act is amended—

(a) by omitting the words "and the proceedings of the board shall be in accordance with the rules contained in the second schedule."; and

Powers and duties of boards of advice; Procedure.

(b) by adding at the end thereof the following subsections:—

"(2) The proceedings of a board of advice which is not a municipal council shall be in accordance with the rules contained in the second schedule.

(3) Expenses incurred by a board of advice under this section shall be paid in the first place out of the municipal fund, or, in the case of a board which is not a municipal council, out of any moneys available to it for the purpose, and shall be reimbursed to the board by the Minister out of moneys provided by Parliament for the purpose."

8 Section eighteen of the Principal Act is amended by inserting in subsection (3), after the word "No", the word "primary".

Erection, extension, and maintenance of school buildings.

9 Section nineteen of the Principal Act is amended by omitting the words "several classes of".

Annual report by Minister.

10 After section nineteen of the Principal Act the following Part is inserted:—

PART IIA.

TECHNICAL SCHOOLS.

"19A There shall be such bodies to advise the Minister on technical education with such names, constitutions, powers, and procedure as may be prescribed.

State advisory committees.

"19B Councils for the better government of tertiary technical schools may be created in such manner and with such names, constitutions, powers, and procedure as may be prescribed.

Technical college councils.

"19C Local advisory committees in connection with secondary technical schools may be created in such manner and with such names, constitutions, powers, and procedure as may be prescribed.

Local advisory committees.

Bursaries, &c.,
at tertiary
technical
school.

"19D A prescribed authority may grant out of moneys provided for the purpose by Parliament or otherwise bursaries, prizes, and other forms of assistance and reward to students of tertiary technical schools upon such terms and conditions respecting qualification, application, grant, and enjoyment as may be prescribed."

Application
of this Part.

11 Section thirty-three of the Principal Act is amended by omitting from paragraph II the words "or college".

Registration
of schools.

12 Section thirty-six of the Principal Act is amended—

(a) by omitting from subsection (1) the word "classified" and substituting therefor the word "graded";

(b) by omitting from that subsection the word "or" at the end of paragraph IV;

(c) by inserting after paragraph V of that subsection the following paragraph:—

" : or

" VI Tertiary." ;

(d) by omitting from that subsection the word "classes" and substituting therefor the word "grades";

(e) by omitting from subsection (2) the word "class" (twice occurring) and substituting therefor, in each case, the word "grade"; and

(f) by adding at the end thereof the following subsection:—

"(3) For the purposes of section thirty-five, the determination of the Registration Board that a school is of a particular grade is conclusive."

Registration
of teachers.

13 Section thirty-seven of the Principal Act is amended—

(a) by omitting from subsection (1) the word "or" at the end of paragraph V;

(b) by inserting after that paragraph the following paragraph:—

" VA Tertiary teacher: or " ; and

(c) by omitting from subsection (4) the word "class" (last occurring) and substituting therefor the word "grade".

Applications
for registra-
tion.

14 Section thirty-eight of the Principal Act is amended by inserting in subsection (2), before the word "class", the words "grade or".

Registration
under previous
Act.

15 Section thirty-nine of the Principal Act is amended by inserting after the word "class" the words "or grade".

16 Section forty-five of the Principal Act is amended— By-laws.

(a) by omitting from paragraph I the words “and schools”; and

(b) by omitting from paragraph IV the word “class” and substituting therefor the word “grade”.

17 Section forty-six of the Principal Act is amended by Offences. omitting from paragraph II the word “class” (wherever occurring) and substituting therefor, in each case, the word “grade”.

18 After section forty-six of the Principal Act the following section is inserted in Part IV:—

“46AA The Minister may, by writing under his hand, Exemptions. exempt—

I Any tertiary school attended by persons other than children:

II The governors, master, or keeper of any such school: and

III Any teacher who at a tertiary school teaches persons other than children—

from all or any of the provisions of this Part.”.

19 Section forty-seven of the Principal Act is amended— Regulations.

(a) by omitting paragraph I of subsection (1) and substituting therefor the following paragraphs:—

“I The definition of the terms ‘pre-school child centre’, ‘kindergarten’, ‘sub-primary’, ‘primary’, ‘secondary’, ‘tertiary’, ‘academic’, ‘technical’, ‘modern’, ‘area’, and ‘Sunday school’:

“IA The establishment, maintenance, staffing, and classification of State schools and classes:

“IB The use of special names to describe kinds, special grades or classes, sub-grades, sub-classes, and types of school and combinations of any of them:

“IC The naming of State schools without regard to their kind, grade, class, type, or special description:”;

(b) by omitting from paragraphs III, IV, and VI of that subsection the word “college” (wherever occurring);

(c) by omitting from paragraph XIII of that subsection the words “and colleges”; and

(d) by adding at the end thereof the following subsection:—

“(6) The regulations may provide for the creation, constitution, powers, procedure, and incorporation of prescribed authorities for the purposes of section nineteen D.”.

Validation of
certain
regulations.

20—(1) The *Technical Education Regulations* 1942 and any amendments thereof shall be deemed to have been at all times of lawful force and effect and, unless sooner rescinded, shall continue in force until the last day of December 1954.

(2) All existing studentships, scholarships, and exhibitions granted under the regulations mentioned in subsection (1) of this section before the commencement of this Act shall continue and be paid and enjoyed as if lawfully created and granted.

CROWN LANDS (MISCELLANEOUS PROVISIONS).

No. 19 of 1954.

AN ACT to authorize the sale of certain pieces of Crown land, the exchange of certain pieces of Crown land for other lands, and the alteration of certain notifications relating to the acquisition of land by the Crown, and to vest in the Crown upon the closing of certain streets the lands comprised within the boundaries of those streets. [28 April, 1954.]

BE 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:—

Short title and
incorporation.

1—(1) This Act may be cited as the *Crown Lands (Miscellaneous Provisions) Act* 1954.