

EDUCATION.

No. 49 of 1964.

AN ACT to amend the *Education Act 1932*.
[26 November 1964.]

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 1964*.

(2) The *Education Act 1932*, as subsequently amended, is in this Act referred to as the Principal Act.

Interpre-
tation.

2 Section three of the Principal Act is amended by inserting after the definition of “State school” the following definition:—

“ ‘Teaching Service’ means the persons appointed under subsection (1) of section four;”.

3 Section four of the Principal Act is repealed and the following sections are substituted therefor:—

The
Department.

“4—(1) The Governor may appoint—

(a) a Director of Education;

(b) a Deputy Director of Education;

(c) an Administrator of Technical Education; and

(d) such superintendents, supervisors, teachers, and other officers as he may think necessary for the purposes of this Act.

“(2) The clerical staff of the Department shall be appointed under, and be subject to, the provisions of the *Public Service Act 1923*.

“(3) The Minister may, on the recommendation of the Director, appoint such servants, workmen, and other employees as are required for the purposes of this Act.

“(4) The Teaching Service and persons appointed under subsection (3) of this section shall be paid such salaries and allowances and shall be classified or graded within such salary scales, classes, grades, divisions, occupational groups, and subdivisions as the Director, with the approval of the Minister, may determine.

“(5) Nothing in subsection (4) of this section affects the operation of the *Public Service Tribunal Act 1958* or any of the powers or authorities conferred by that Act on the Tribunal established thereunder.

“(6) All persons appointed under this section constitute the Education Department for the purposes of this Act.

“4A The Minister may establish and maintain institutions for training teachers.” Teachers' training.

4 Section sixteen of the Principal Act is amended by omitting subsection (5). Vesting and disposal of property.

5 Section eighteen of the Principal Act is repealed. Erection, extension, and maintenance of school buildings.

6 Section nineteen of the Principal Act is repealed and the following section is substituted therefor:—

“19 A report by the Minister on the condition and progress of the schools maintained under this Part, together with a detailed statement of the expenditure thereon, shall be laid before both Houses of Parliament within the next twelve sitting days after the last day of May in each year.” Annual report by Minister.

7 Section nineteen E of the Principal Act is amended by adding at the end of subsection (2) the words “or at the rates payable to any particular officer or class of officers under a specified award made under the *Public Service Tribunal Act 1958*”. Expenses of members.

8 Section forty-six H of the Principal Act is amended by inserting in subsection (1), after the word “attending”, the words “institutions maintained under section four A or”. Hostels for the accommodation of pupils at State schools.

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

(a) by inserting in subsection (1), after paragraph (m) the following paragraph:—

“(ma) the control, management, and audit of, and accounting for, funds and moneys received or held by officers of the Teaching Service;”;

(b) by omitting paragraph (r) of that subsection and the word “and” preceding it and substituting therefor the following paragraphs:—

“(r) the proper conduct and discipline of members of the Teaching Service and the punishment of their misconduct and indiscipline by—

(i) a minor punishment, which may be admonition, reprimand, or a fine not exceeding one pound;

(ii) a fine not exceeding fifty pounds;

(iii) reduction to a lower class, grade or division, or transfer to a lower paid appointment;

- (iv) forced resignation from the Teaching Service; or
- (v) dismissal,
and by forfeiture of pay accruing while suspended or absent without leave;
- “(s) the laying of charges for such offences and their investigation and determination, by an officer of the Department or a board of inquiry with power to provide for—
 - (i) the summoning of witnesses and their examination on oath;
 - (ii) the production of documents; and
 - (iii) the representation of parties;
- “(t) the establishment of a board of appeal to hear and determine appeals by members of the Teaching Service against punishments determined under paragraph (s) of this subsection and with regard to such other matters as shall be specified in the regulations, with power to provide for—
 - (i) the summoning of witnesses and their examination on oath;
 - (ii) the production of documents;
 - (iii) the representation of parties; and
 - (iv) the payments of costs and expenses by or to an appellant;
- “(u) the procedure of any officer or board of inquiry or of the board of appeal preliminary to or at the hearing of a charge of such an offence or of an appeal provided under paragraph (t) of this subsection;
- “(v) the enforcement of a punishment for such an offence or of a decision of the board of appeal determining an appeal (including an award of costs); and
- “(w) the fees and allowances to be paid to members of a board of inquiry under paragraph (s) of this subsection and to members of the board of appeal.”;
- (c) by omitting subsection (2) and substituting therefor the following subsection:—
 - “(2) The power to make regulations under paragraph (ma) of subsection (1) of this section is subject to the *Audit Act 1918*.”; and
- (d) by omitting paragraph (a) of subsection (6A) and substituting therefor the following paragraph:—

- “(a) provide for and regulate the granting of allowances and other forms of financial assistance in prescribed cases to the parents, guardians, or persons having the care or control of, or of scholarships to—
- (i) matriculation students; or
 - (ii) students who are entitled to sit in the same year for examination for a Schools Board Certificate;”.

PLUMBERS' REGISTRATION.

No. 50 of 1964.

AN ACT to amend the *Plumbers' Registration Act 1951*. [26 November 1964.]

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:—

1—(1) This Act may be cited as the *Plumbers' Registration Act 1964*. Short title and citation.

(2) The *Plumbers' Registration Act 1951*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section three of the Principal Act is amended—

- (a) by omitting from subsection (1) the word “five” and substituting therefor the word “six”;
- (b) by omitting from paragraph (d) of subsection (2) the word “and”;
- (c) by adding at the end of that subsection the following word and paragraph:—

Plumbers' Registration Board.

- “; and
- “(f) one shall be the Director of Education or a technical officer of the Education Department nominated by him.”; and
- (d) by inserting, after that subsection, the following subsection:—

“(2A) References in paragraph (f) of subsection (2) of this section to a technical officer of the Education Department shall be construed as references to a person engaged, either in a responsible administrative capacity or in a teaching capacity, in the provision or conduct of technical education in pursuance of the *Education Act 1932*.”.