

**TECHNICAL AND FURTHER EDUCATION
(AMENDMENT) ACT.**

New South Wales



ANNO VICESIMO QUARTO

ELIZABETHÆ II REGINÆ

Act No. 50, 1975.

An Act to make further provision for technical and further education in New South Wales; to amend the Technical and Further Education Act, 1974; to validate certain matters; and for purposes connected therewith. [Assented to, 7th October, 1975.]

BE

Technical and Further Education (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by No. 50, 1975 and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Technical and Further ~~Short title.~~ Education (Amendment) Act, 1975".

2. (1) Except as provided in subsection (2), this Act ~~Commencement~~ shall commence on the date of assent to this Act.

(2) Section 3 (d) shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3. The Technical and Further Education Act, 1974, is ~~Amend-~~
amended—
~~ment of~~
~~Act No. 72,~~
~~1974.~~

(a) by omitting section 8 and by inserting instead the Sec. 8.
following section :—

8. Without limiting or restricting any other Educational power of the Minister under this Act, the Minister ~~awards.~~
may make provision for or with respect to—

(a) the eligibility of students to receive educational awards;

(b) the conferring of educational awards on students;

(c)

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- (c) the granting and issuing of instruments evidencing the conferring of educational awards on persons who have completed courses provided within the Department; and
- (d) the conferring of honorary educational awards on such persons as the Minister determines.

Sec. 10A.

- (b) by inserting after section 10 the following section :—

Annual report to Parliament.

10A. (1) As soon as practicable after the thirty-first day of December in each year, the Director shall prepare and submit a report to the Minister of the work and activities of the Department for the twelve months preceding that date.

(2) The Minister shall lay the report or cause it to be laid before both Houses of Parliament as soon as practicable after it is received by him.

Sec. 17A.

- (c) by inserting after section 17 the following section :—

Audit.

17A. The accounts of the Council shall, if directed by the Minister at any time, be audited by the Auditor-General, who shall have, in respect thereof, all the powers conferred on the Auditor-General by any law now or hereafter in force relating to the audit of public accounts and the Audit Act, 1902, shall apply to the members in the same manner as it applies to accounting officers of public departments.

(d)

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- (d) by omitting section 26 (2) and by inserting instead No. 50, 1975 the following subsection :—

Sec. 26.
(Establish-
ment of
councils
or commit-
tees.)

(2) The Minister may, by order published in the Gazette, establish in respect of—
 (a) such college as is specified in the order; or
 (b) such district as is described in the order,
 a council or committee, consisting of such number of persons as the Minister may from time to time determine.

- (e) by inserting after section 26 the following Sec. 26A. section :—

26A. A member of a council or committee established under section 26 (2) shall be entitled to such expenses in relation to his acting as a member as may be fixed from time to time by the Minister. Expenses of a member of a council or committee.

- (f) (i) by omitting section 28 (1) and by inserting Sec. 28. instead the following subsection :— (Acquisition of land.)

(1) For the purposes of this Act—

- (a) the Governor may, under the Public Works Act, 1912, and in accordance with the provisions of this section, resume or appropriate any land;
 (b) the Minister may, under the Public Works Act, 1912, and in accordance with the provisions of this section, purchase any land; and
 (c) the Minister may take or acquire a lease of any land.

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(ii) by omitting from section 28 (2) the words "or appropriation" and by inserting instead the words ", appropriation or purchase";

Sec. 31.
(Regula-
tions.)

(g) (i) by inserting after section 31 (1) (a) the following paragraph :—

(a1) the management and good government of colleges, the discipline of students of colleges and the imposition of penalties, including pecuniary penalties not exceeding \$100, for breaches of discipline by students of colleges;

(ii) by inserting after section 31 (1) (c) the following paragraph :—

(c1) the term of office and the removal from office of members of councils or committees established under section 26 (2);

(iii) by inserting after section 31 (2) the following subsection :—

(3) A regulation may be made so as to authorise any matter or thing to be from time to time determined, applied or regulated by any person or body specified in the regulation.

Valida-
tion—
educational
awards.

4. (1) A State diploma, State certificate of proficiency or an academic or educational award purporting to have been conferred by or on behalf of the Department of Technical Education or the Department of Technical and Further Education before the date of assent to this Act shall be deemed to be and always to have been validly conferred.

(2)

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(2) An instrument purporting to evidence the confer- **No. 50, 1975**
ring of a State diploma, State certificate of proficiency or an
academic or educational award granted or issued by or on
behalf of the Department of Technical Education or the
Department of Technical and Further Education before the
date of assent to this Act shall be deemed to be and always to
have been validly granted or issued.

WHITTINGHAM