



# NORTHERN TERRITORY OF AUSTRALIA

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No. 29 of 1996

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## AN ACT

to amend the *Education Act*

[Assented to 28 June 1996]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Education Amendment Act 1996*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. DEFINITIONS

Section 10A of the *Education Act* is amended by omitting from the definition of "relevant organisation" the words "section 10C(2)(b)" and substituting "section 10C(2)(c)".

4. COMPOSITION OF BOARD AND APPOINTMENT OF MEMBERS

Section 10C of the *Education Act* is amended -

(a) by omitting subsection (2) and substituting the following:

"(2) Of the members appointed under subsection (1)(b) -

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- (a) 3 shall be nominated by the Secretary;
- (b) one (who shall be an employee as defined in the *Public Sector Employment and Management Act* who is employed as a teacher, including a head teacher, in a college or a school) shall be nominated by the Minister to represent teachers; and
- (c) subject to subsection (3), the prescribed number of members from each of the bodies prescribed for the purposes of this section nominated by those bodies."; and
- (b) by omitting from subsection (3) "subsection (2)(b)" and substituting "subsection (2)(c)"; and
- (c) by omitting from subsection (5) "this section" and substituting "this section,".

5. DISMISSAL OF MEMBERS

Section 10G(3) of the *Education Act* is amended -

- (a) by omitting from paragraph (a) "Secretary; or" and substituting "Secretary;";
- (b) by inserting after paragraph (a) the following:  
"(b) section 10C(2)(b) - the Minister; or"; and
- (c) by omitting from paragraph (d) "section 10C(2)(b)" and substituting "section 10C(2)(c)".

6. ESTABLISHMENT AND COMPOSITION

Section 11(3) of the *Education Act* is amended -

- (a) by omitting from paragraph (a) -
  - (i) "10" and substituting "9"; and
  - (ii) subparagraph (i); and
- (b) by inserting after paragraph (ab) the following:  
"(ac) one member (who shall be an employee as defined in the *Public Sector Employment and Management Act* who is employed as a teacher, including a head teacher, in a college or school) nominated by the Minister to represent teachers;".

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7. DEPUTY MEMBERS

Section 11A(2)(b) of the *Education Act* is amended by omitting "section 11(3)(ab)," and substituting "section 11(3)(ab), (ac),".

8. TRANSITIONAL

(1) In this section -

"*Education Act*" means the *Education Act* as in force immediately before the commencement of this Act;

"member" includes a person appointed -

- (a) under section 10C(5) of the *Education Act* to act from time to time in the place of a member of the Northern Territory Board of Studies during that member's absence or inability to act; or
- (b) under section 11A of the *Education Act* to be a deputy member to act in place of a member of the Education Advisory Council during that member's absence or inability to act,

as the case may require.

(2) A person who was, immediately before the commencement of this Act -

- (a) a member of the Northern Territory Board of Studies who was, under section 10C(2)(b) or (5) of the *Education Act*, nominated by the Australian Education Union (Northern Territory Branch); or
- (b) a member of the Education Advisory Council who was, under section 11(3)(a)(i) or 11A of the *Education Act*, drawn from the Australian Education Union (Northern Territory Branch),

shall, on the commencement of this Act, cease to be a member of the Northern Territory Board of Studies or the Education Advisory Council, as the case may be.

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