

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1991, No. 74*

Regulations under the *Education Act*

I, JAMES HENRY MUIRHEAD, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Education Act*.

Dated 20 December 1991.

J.H. MUIRHEAD
Administrator

AMENDMENTS OF EDUCATION
(SCHOOL COUNCILS) REGULATIONS

1. COMMENCEMENT

These Regulations shall come into operation on the commencement of the *Education Amendment Act (No. 2) 1991*.

2. PRINCIPAL REGULATIONS

The Education (School Councils) Regulations are in these Regulations referred to as the Principal Regulations.

3. DEFINITIONS

Regulation 3 of the Principal Regulations is amended -

- (a) by adding at the end of the definition of "school council" the words "and, in respect of the definition of 'School Council Official Account' and regulations 11, 12, 13 and 14, includes a school management council and a group school management council established under section 71(5) of the Act"; and
- (b) by omitting the definition of "School Council General Account".

* Notified in the *Northern Territory Government Gazette* on 20 December 1991.

Education (School Councils) Regulations

4. SCHOOL COUNCIL SHALL OPEN AND MAINTAIN CERTAIN ACCOUNTS

Regulation 11 of the Principal Regulations is amended -

- (a) by omitting subregulations (1) and (2) and substituting the following:

"(1) A school council -

(a) shall open and maintain at a bank or banks approved by the Secretary an account to be known as the 'School Council Official Account'; and

(b) may open and maintain at a bank or banks approved by the Secretary such other bank accounts as the Secretary approves.

"(2) Subject to subregulation (2A), a school council shall pay into the School Council Official Account all moneys of the council referred to in section 71G of the Act.

"(2A) Notwithstanding subregulation (2), where a school council opens a bank account under subregulation (1)(b), it may pay into that account the moneys of the council referred to in section 71G(b) or (c) of the Act."; and

- (b) by adding at the end the following:

"(6) For the purposes of subregulation (5), a school management council or group school management council established under section 71(5) of the Act shall obtain the approval of the Secretary before nominating a person under that subregulation .".

5. OWNERSHIP OF MATERIALS AND PROPERTY PURCHASED BY SCHOOL COUNCIL

Regulation 13 of the Principal Regulations is amended -

(a) by omitting from paragraph (a) "from the School Council Official Account" and substituting "from moneys of the school council referred to in section 71G(a) of the Act"; and

(b) by omitting from paragraph (b) "from an account other than the account referred to in paragraph (a)" and substituting "from moneys of the school council referred to in section 71G(b) or (c) of the Act".

Education (School Councils) Regulations

6. GENERAL ACCOUNTING REQUIREMENTS

Regulation 14 of the Principal Regulations is amended -

- (a) by omitting "A school council" and substituting "(1) A school council"; and
- (b) by adding at the end the following:

"(2) Notwithstanding the definition of 'school council' in regulation 3, subregulation (1)(e) and (f) do not apply to or in relation to a school management council or group school management council established under section 71(5) of the Act."

7. TRANSITIONAL

Where a school council was maintaining a School Council General Account before the commencement of these Regulations, the school council may continue to maintain the account for a period, not longer than 6 months after the commencement of these Regulations, as if these Regulations had not come into operation, but shall before the expiration of that period -

- (a) close the account and pay the moneys in that account into the School Council Official Account or an account approved by the Secretary under regulation 11(1)(b), as amended by these Regulations; or
 - (b) obtain the approval of the Secretary to maintain the account as an account referred to in regulation 11(1)(b), as amended by these Regulations.
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