



New South Wales

Government School Assets Register Bill 2004

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to establish a requirement for the Director-General of the Department of Education and Training (the *Director-General*) to keep a register of government school assets. The register is to comprise reports on the status of the capital assets of government schools (*school status reports*) and three-yearly plans on building and maintenance work in those schools (*school building plans*). School status reports and school building plans are to be prepared by the Director-General and included in each of the Department of Education and Training's annual reports.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on assent.

Clause 3 defines certain words and expressions used in the proposed Act.

Clause 4 establishes the requirement for the Director-General to keep a register of government school assets.

Clause 5 provides for the preparation of school status reports by the Director-General and sets out the matters that each school status report must contain. Clause 5 also provides for the inclusion of school status reports in the Department of Education and Training's annual reports.

Clause 6 provides for the preparation of school building plans by the Director-General and sets out the matters that each school building plan must contain. Clause 6 also provides for the inclusion of school building plans in the Department of Education and Training's annual reports.

Introduced by the Hon Catherine Cusack, MLC

First print



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New South Wales

Government School Assets Register Bill 2004

No. , 2004

A Bill for

An Act to establish a register of government school assets and to provide for the preparation of school status reports and building plans; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Government School Assets Register Act 2004</i> .	3
2 Commencement	4
This Act commences on the date of assent.	5
3 Definitions	6
In this Act:	7
<i>capital assets</i> includes demountables and buildings that are not demountables.	8 9
<i>Department</i> means the Department of Education and Training.	10
<i>Director-General</i> means the Director-General of the Department of Education and Training.	11 12
<i>financial year</i> means a period of 12 months commencing on 1 July.	13
<i>government school</i> has the same meaning as in the <i>Education Act 1990</i> .	14 15
4 Register of government school assets to be kept	16
(1) The Director-General is to keep a register consisting of the following:	17 18
(a) each school status report submitted to the Minister under section 5,	19 20
(b) each school building plan submitted to the Minister under section 6.	21 22
(2) The register is to be kept in such form as the Director-General considers appropriate.	23 24
(3) The register is to be made available for public inspection, free of charge, on the website of the Department.	25 26
5 School status report	27
(1) The Director-General is to prepare and submit to the Minister a report on the status of government school assets (a <i>school status report</i>) within the period of 4 months after the end of each financial year.	28 29 30 31

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- (2) The report is to contain the following matters: 1
- (a) particulars of the capital assets of each government school and of the state of repair of those assets at the end of the financial year to which the report relates, together with a statement identifying how the existing state of repair of those capital assets was assessed, 2
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 - (b) an assessment of works of a capital nature that have been identified by government schools or by the Department or any other public authority, during the financial year to which the report relates, as works that need to be carried out in government schools, 7
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 - (c) an assessment of the progress that has been made in carrying out those works of a capital nature that are identified in the relevant school building plan as capital works to be carried out during the financial year to which the report relates, together with the amount expended in carrying out each of those works during that financial year, 12
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 - (d) particulars of the amount expended on maintenance work for each government school during the financial year to which the report relates, 18
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 - (e) particulars of the amount of any additional funding requested by a government school for urgent maintenance during the financial year to which the report relates and the amount of any additional funding granted for that purpose, together with a statement of reasons for any refusal to grant any such additional funding. 21
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- (3) A copy of the school status report is to be included in the annual report of the Department under the *Annual Reports (Departments) Act 1985*. 27
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- 6 School building plan** 30
- (1) The Director-General is to prepare and submit to the Minister a plan (a *school building plan*), within the period of 4 months after the end of each financial year, with respect to building and maintenance work in government schools for the next 3 financial years (inclusive of the financial year in which it is submitted). 31
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 - (2) The school building plan is to contain the following matters: 36
 - (a) particulars of works of a capital nature that are to be carried out in government schools during the period to which the plan relates, the estimated time frame for completing the works 37
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| and the estimated cost (at current values) of carrying out the works, | 1
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| (b) particulars of the money to be allocated, out of the money appropriated by Parliament, to carrying out works of a capital nature in government schools, together with the criteria by which decisions are made about the allocation of that money and how those criteria are applied, | 3
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| (c) particulars of the money to be allocated, out of the money appropriated by Parliament, to carrying out maintenance work for each government school, together with the criteria by which decisions are made about the allocation of that money and how those criteria are applied. | 8
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| (3) A copy of the school building plan is to be included in the annual report of the Department under the <i>Annual Reports (Departments) Act 1985</i> . | 13
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