

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 24 October, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

An Act to make certain provisions with respect to certain designations relating to the Minister for Education and Department of Education; for this and other purposes to amend the Public Instruction Act of 1880 and certain other Acts; to validate certain matters; and for purposes connected therewith.

BE it enacted by the Queen's Most Excellent Majesty, by 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
5 the same, as follows:—

1. This Act may be cited as the "Public Instruction Short title.
(Amendment) Act, 1957".

Public Instruction (Amendment).

2. (1) Where before the commencement of this Act there was in any Act, by-law, regulation, ordinance or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

Construction of references to certain designations relating to the Minister for Education and Department of Education.

5 (a) the Minister of Public Instruction or Minister for Education such reference shall be deemed always to have been a reference to the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by
10 subsequent Acts;

(b) the Department of Public Instruction or Department of Education such reference shall be deemed always to have been a reference to the Department with the administration of which
15 the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts, was charged.

(2) As from the commencement of this Act, in the construction, and for the purposes of any Act, by-law,
20 regulation, ordinance, or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

(a) the Minister of Public Instruction shall be read, deemed and taken to refer to the Minister for
25 the time being administering the Public Instruction Act of 1880, as amended by subsequent Acts;

(b) the Department of Public Instruction shall be read, deemed and taken to refer to the Department of Education.
30

3. (1) The Public Instruction Act of 1880 is amended—

Amendment of Act 43 Vic. No. 23.

(a) (i) by omitting from section six the words
35 “under such regulations for the purpose as may be approved by the Governor”;

Sec. 6. (Classes of schools to be established and maintained.)
(ii)

Public Instruction (Amendment).

- (ii) by omitting from the same section the words “Evening Public Schools” and by inserting in lieu thereof the words “Evening Colleges”;
- 5 (iii) by inserting at the end of the same section the following new paragraph:—
- The status and designation of Superior Public Schools shall be as determined in accordance with regulations made by the Public Service Board under the Public Service Act, 1902, as amended by subsequent Acts, which regulations the Public Service Board are hereby empowered to make.
- 10
- 15 (b) (i) by omitting from section eight the word “twenty” and by inserting in lieu thereof the word “nine”;
- Sec. 8.
(Public Schools may be established.)
- (ii) by inserting at the end of the same section the following new paragraph:—
- Provisional Schools established under section twenty-two of this Act as enacted immediately before the commencement of the Public Instruction (Amendment) Act, 1957, shall be deemed to be Public Schools established under this Act.
- 20
- 25 (c) (i) by omitting from section ten the words “Evening Public School” and by inserting in lieu thereof the words “Evening College”;
- Sec. 10.
(Evening Public Schools.)
- (ii) by omitting from the same section the word “school” and by inserting in lieu thereof the word “college”;
- 30
- (iii) by omitting from the same section the word “Schools” and by inserting in lieu thereof the word “Colleges”;
- (d)

Public Instruction (Amendment).

(d) by omitting section twelve and by inserting in lieu thereof the following section:—

Subst.
sec. 12.

5 12. The fees payable for instruction in Evening Colleges shall be as determined by the Minister from time to time.

Fees in
Evening
Colleges.

(e) by omitting section twenty-two;

Sec. 22.
(Provisional
Schools may
be estab-
lished in
certain
cases.)

(f) by omitting section thirty-four and by inserting in lieu thereof the following section:—

Subst.
sec. 34.

10 34. Upon the decision of the Minister being given to the establishment of a school of any of the classifications referred to in section six of this Act notice of such decision shall be published in the Gazette.

Notification
of new
schools.

15 (g) by omitting from section thirty-nine the definition of “‘Minister’ or ‘Minister of Public Instruction’”.

Sec. 39.
(Interpre-
tation of
terms.)

20 (2) Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the amendments made by subsection one of this section been in force at the time such action, matter or thing was taken or done, is hereby validated.

No. , 1957.

A BILL

To make certain provisions with respect to certain designations relating to the Minister for Education and Department of Education; for this and other purposes to amend the Public Instruction Act of 1880 and certain other Acts; to validate certain matters; and for purposes connected therewith.

[MR. HEFFRON;—11 *September*, 1957.]

BE it enacted by the Queen's Most Excellent Majesty, by 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 "Public Instruction (Amendment) Act, 1957".

Short
title.

Public Instruction (Amendment).

2. (1) Where before the commencement of this Act there was in any Act, by-law, regulation, ordinance or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

Construction of references to certain designations relating to the Minister for Education and Department of Education.

5 (a) the Minister of Public Instruction or Minister for Education such reference shall be deemed always to have been a reference to the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by
10 subsequent Acts;

(b) the Department of Public Instruction or Department of Education such reference shall be deemed always to have been a reference to the Department with the administration of which
15 the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts, was charged.

(2) As from the commencement of this Act, in the construction, and for the purposes of any Act, by-law,
20 regulation, ordinance, or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

(a) the Minister of Public Instruction shall be read, deemed and taken to refer to the Minister for
25 the time being administering the Public Instruction Act of 1880, as amended by subsequent Acts;

(b) the Department of Public Instruction shall be read, deemed and taken to refer to the Department of Education.
30

3. (1) The Public Instruction Act of 1880 is amended—

is Amendment of Act 43 Vic. No. 23.

(a) (i) by omitting from section six the words
35 “under such regulations for the purpose as may be approved by the Governor”;

Sec. 6. (Classes of schools to be established and maintained.)

(ii)

Public Instruction (Amendment).

- (ii) by omitting from the same section the words "Evening Public Schools" and by inserting in lieu thereof the words "Evening Colleges";
- 5 (iii) by inserting at the end of the same section the following new paragraph:—
- The status and designation of Superior Public Schools shall be as determined in accordance with regulations made by the
- 10 Public Service Board under the Public Service Act, 1902, as amended by subsequent Acts, which regulations the Public Service Board are hereby empowered to make.
- 15 (b) (i) by omitting from section eight the word "twenty" and by inserting in lieu thereof the word "nine";
- Sec. 8.
(Public Schools may be established.)
- (ii) by inserting at the end of the same section the following new paragraph:—
- 20 Provisional Schools established under section twenty-two of this Act as enacted immediately before the commencement of the Public Instruction (Amendment) Act, 1957, shall be deemed to be Public Schools established under this Act.
- 25 (c) (i) by omitting from section ten the words "Evening Public School" and by inserting in lieu thereof the words "Evening College";
- Sec. 10.
(Evening Public Schools.)
- 30 (ii) by omitting from the same section the word "school" and by inserting in lieu thereof the word "college";
- (iii) by omitting from the same section the word "Schools" and by inserting in lieu thereof the word "Colleges";
- (d)

Public Instruction (Amendment).

(d) by omitting section twelve and by inserting in lieu thereof the following section:—

Subst. sec. 12.

5 12. The fees payable for instruction in Evening Colleges shall be as determined by the Minister from time to time.

Fees in Evening Colleges.

(e) by omitting section twenty-two;

Sec. 22. (Provisional Schools may be established in certain cases.)

(f) by omitting section thirty-four and by inserting in lieu thereof the following section:—

Subst. sec. 34.

10 34. Upon the decision of the Minister being given to the establishment of a school of any of the classifications referred to in section six of this Act notice of such decision shall be published in the Gazette.

Notification of new schools.

15 (g) by omitting from section thirty-nine the definition of "Minister" or "Minister of Public Instruction".

Sec. 39. (Interpretation of terms.)

20 (2) Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the amendments made by subsection one of this section been in force at the time such action, matter or thing was taken or done, is hereby validated.

PUBLIC INSTRUCTION (AMENDMENT) BILL, 1957.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (1) to adopt the designations “Minister for Education” and “Department of Education” in substitution for “Minister of Public Instruction” and “Department of Public Instruction” respectively;
- (2) to make certain provisions in relation to the establishment of schools so as to bring the provisions of the Public Instruction Act more into accord with present day practice.

PUBLIC INSTRUCTION (AMENDMENTS) BILL, 1957.

EXPLANATORY NOTE.

The purpose of this Bill is to amend the Public Instruction Act, 1954, in relation to the powers of the Government in relation to the appointment and removal of teachers and the appointment and removal of principals of schools.

PROOF

No. , 1957.

A BILL

To make certain provisions with respect to certain designations relating to the Minister for Education and Department of Education; for this and other purposes to amend the Public Instruction Act of 1880 and certain other Acts; to validate certain matters; and for purposes connected therewith.

[MR. HEFFRON;—11 *September*, 1957.]

BE it enacted by the Queen's Most Excellent Majesty, by 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 "Public Instruction (Amendment) Act, 1957".

Short
title.

Public Instruction (Amendment).

- 2.** (1) Where before the commencement of this Act there was in any Act, by-law, regulation, ordinance or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—
- 5 (a) the Minister of Public Instruction or Minister for Education such reference shall be deemed always to have been a reference to the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by
- 10 subsequent Acts;
- (b) the Department of Public Instruction or Department of Education such reference shall be deemed always to have been a reference to the Department with the administration of which
- 15 the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts, was charged.
- (2) As from the commencement of this Act, in the construction, and for the purposes of any Act, by-law,
- 20 regulation, ordinance, or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—
- (a) the Minister of Public Instruction shall be read, deemed and taken to refer to the Minister for
- 25 the time being administering the Public Instruction Act of 1880, as amended by subsequent Acts;
- (b) the Department of Public Instruction shall be read, deemed and taken to refer to the Department of Education.
- 30
- 3.** (1) The Public Instruction Act of 1880 is amended—
- (a) (i) by omitting from section six the words
- 35 “under such regulations for the purpose as may be approved by the Governor”;
- (ii)
- Construction of references to certain designations relating to the Minister for Education and Department of Education.
- Amendment of Act 43 Vic. No. 23.
- Sec. 6. (Classes of schools to be established and maintained.)

Public Instruction (Amendment).

- (ii) by omitting from the same section the words "Evening Public Schools" and by inserting in lieu thereof the words "Evening Colleges";
- 5 (iii) by inserting at the end of the same section the following new paragraph:—
- The status and designation of Superior Public Schools shall be as determined in accordance with regulations made by the
- 10 Public Service Board under the Public Service Act, 1902, as amended by subsequent Acts, which regulations the Public Service Board are hereby empowered to make.
- 15 (b) (i) by omitting from section eight the word "twenty" and by inserting in lieu thereof the word "nine";
- Sec. 8.
(Public Schools may be established.)
- (ii) by inserting at the end of the same section the following new paragraph:—
- 20 Provisional Schools established under section twenty-two of this Act as enacted immediately before the commencement of the Public Instruction (Amendment) Act, 1957, shall be deemed to be Public Schools established under this Act.
- 25 (c) (i) by omitting from section ten the words "Evening Public School" and by inserting in lieu thereof the words "Evening College";
- Sec. 10.
(Evening Public Schools.)
- 30 (ii) by omitting from the same section the word "school" and by inserting in lieu thereof the word "college";
- (iii) by omitting from the same section the word "Schools" and by inserting in lieu thereof the word "Colleges";

(d)

Public Instruction (Amendment).

- (d) by omitting section twelve and by inserting in lieu thereof the following section:— Subst. sec. 12.

5 12. The fees payable for instruction in Evening Colleges shall be as determined by the Minister from time to time. Fees in Evening Colleges.

- (e) by omitting section twenty-two; Sec. 22. (Provisional Schools may be established in certain cases.)

- (f) by omitting section thirty-four and by inserting in lieu thereof the following section:— Subst. sec. 34.

10 34. Upon the decision of the Minister being given to the establishment of a school of any of the classifications referred to in section six of this Act notice of such decision shall be published in the Gazette. Notification of new schools.

- 15 (g) by omitting from section thirty-nine the definition of “‘Minister’ or ‘Minister of Public Instruction’”. Sec. 39. (Interpretation of terms.)

20 (2) Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the amendments made by subsection one of this section been in force at the time such action, matter or thing was taken or done, is hereby validated.

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 46, 1957.

An Act to make certain provisions with respect to certain designations relating to the Minister for Education and Department of Education; for this and other purposes to amend the Public Instruction Act of 1880 and certain other Acts; to validate certain matters; and for purposes connected therewith. [Assented to, 28th November, 1957.]

BE it enacted by the Queen's Most Excellent Majesty, by 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 "Public Instruction Short title. (Amendment) Act, 1957".

2.

Public Instruction (Amendment).

Construction of references to certain designations relating to the Minister for Education and Department of Education.

2. (1) Where before the commencement of this Act there was in any Act, by-law, regulation, ordinance or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

- (a) the Minister of Public Instruction or Minister for Education such reference shall be deemed always to have been a reference to the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts;
- (b) the Department of Public Instruction or Department of Education such reference shall be deemed always to have been a reference to the Department with the administration of which the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts, was charged.

(2) As from the commencement of this Act, in the construction, and for the purposes of any Act, by-law, regulation, ordinance, or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

- (a) the Minister of Public Instruction shall be read, deemed and taken to refer to the Minister for the time being administering the Public Instruction Act of 1880, as amended by subsequent Acts;
- (b) the Department of Public Instruction shall be read, deemed and taken to refer to the Department of Education.

Amendment of Act 43 Vic. No. 23.

3. (1) The Public Instruction Act of 1880 is amended—

Sec. 6.
(Classes of schools to be established and maintained.)

- (a) (i) by omitting from section six the words “under such regulations for the purpose as may be approved by the Governor”;

(ii)

Public Instruction (Amendment).

(ii) by omitting from the same section the words "Evening Public Schools" and by inserting in lieu thereof the words "Evening Colleges";

(iii) by inserting at the end of the same section the following new paragraph:—

The status and designation of Superior Public Schools shall be as determined in accordance with regulations made by the Public Service Board under the Public Service Act, 1902, as amended by subsequent Acts, which regulations the Public Service Board are hereby empowered to make.

(b) (i) by omitting from section eight the word "twenty" and by inserting in lieu thereof the word "nine";

Sec. 8.
(Public
Schools
may be
established.)

(ii) by inserting at the end of the same section the following new paragraph:—

Provisional Schools established under section twenty-two of this Act as enacted immediately before the commencement of the Public Instruction (Amendment) Act, 1957, shall be deemed to be Public Schools established under this Act.

(c) (i) by omitting from section ten the words "Evening Public School" and by inserting in lieu thereof the words "Evening College";

Sec. 10.
(Evening
Public
Schools.)

(ii) by omitting from the same section the word "school" and by inserting in lieu thereof the word "college";

(iii) by omitting from the same section the word "Schools" and by inserting in lieu thereof the word "Colleges";

(d)

Public Instruction (Amendment).

Subst.
sec. 12.

(d) by omitting section twelve and by inserting in lieu thereof the following section:—

Fees in
Evening
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12. The fees payable for instruction in Evening Colleges shall be as determined by the Minister from time to time.

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Notification
of new
schools.

34. Upon the decision of the Minister being given to the establishment of a school of any of the classifications referred to in section six of this Act notice of such decision shall be published in the Gazette.

Sec. 39.
(Interpre-
tation of
terms.)

(g) by omitting from section thirty-nine the definition of “‘Minister’ or ‘Minister of Public Instruction’”.

(2) Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the amendments made by subsection one of this section been in force at the time such action, matter or thing was taken or done, is hereby validated.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 19 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 46, 1957.

An Act to make certain provisions with respect to certain designations relating to the Minister for Education and Department of Education; for this and other purposes to amend the Public Instruction Act of 1880 and certain other Acts; to validate certain matters; and for purposes connected therewith. [Assented to, 28th November, 1957.]

BE it enacted by the Queen's Most Excellent Majesty, by 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 "Public Instruction (Amendment) Act, 1957". Short title.

2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Public Instruction (Amendment).

Construction of references to certain designations relating to the Minister for Education and Department of Education.

2. (1) Where before the commencement of this Act there was in any Act, by-law, regulation, ordinance or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

- (a) the Minister of Public Instruction or Minister for Education such reference shall be deemed always to have been a reference to the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts;
- (b) the Department of Public Instruction or Department of Education such reference shall be deemed always to have been a reference to the Department with the administration of which the Minister who for the time being was administering the Public Instruction Act of 1880, as amended by subsequent Acts, was charged.

(2) As from the commencement of this Act, in the construction, and for the purposes of any Act, by-law, regulation, ordinance, or any other instrument or document whatsoever, of the same or a different kind or nature, any reference to—

- (a) the Minister of Public Instruction shall be read, deemed and taken to refer to the Minister for the time being administering the Public Instruction Act of 1880, as amended by subsequent Acts;
- (b) the Department of Public Instruction shall be read, deemed and taken to refer to the Department of Education.

Amendment of Act 43 Vic. No. 23.

3. (1) The Public Instruction Act of 1880 is amended—

Sec. 6.
(Classes of schools to be established and maintained.)

- (a) (i) by omitting from section six the words “under such regulations for the purpose as may be approved by the Governor”;

(ii)

Public Instruction (Amendment).

- (ii) by omitting from the same section the words "Evening Public Schools" and by inserting in lieu thereof the words "Evening Colleges";
- (iii) by inserting at the end of the same section the following new paragraph:—
- The status and designation of Superior Public Schools shall be as determined in accordance with regulations made by the Public Service Board under the Public Service Act, 1902, as amended by subsequent Acts, which regulations the Public Service Board are hereby empowered to make.
- (b) (i) by omitting from section eight the word "twenty" and by inserting in lieu thereof the word "nine"; Sec. 8.
(Public Schools may be established.)
- (ii) by inserting at the end of the same section the following new paragraph:—
- Provisional Schools established under section twenty-two of this Act as enacted immediately before the commencement of the Public Instruction (Amendment) Act, 1957, shall be deemed to be Public Schools established under this Act.
- (c) (i) by omitting from section ten the words "Evening Public School" and by inserting in lieu thereof the words "Evening College"; Sec. 10.
(Evening Public Schools.)
- (ii) by omitting from the same section the word "school" and by inserting in lieu thereof the word "college";
- (iii) by omitting from the same section the word "Schools" and by inserting in lieu thereof the word "Colleges";
- (d)

Public Instruction (Amendment).

Subst.
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(d) by omitting section twelve and by inserting in lieu thereof the following section:—

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Evening
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12. The fees payable for instruction in Evening Colleges shall be as determined by the Minister from time to time.

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34. Upon the decision of the Minister being given to the establishment of a school of any of the classifications referred to in section six of this Act notice of such decision shall be published in the Gazette.

Sec. 39.
(Interpre-
tation of
terms.)

(g) by omitting from section thirty-nine the definition of “ ‘Minister’ or ‘Minister of Public Instruction’ ”.

(2) Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the amendments made by subsection one of this section been in force at the time such action, matter or thing was taken or done, is hereby validated.

In the name and on behalf of Her Majesty I assent to this Act.

E. W. WOODWARD,
Governor.

*Government House,
Sydney, 28th November, 1957.*