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.*

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 18 *September,* 1973.

New South Wales

ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

* *

Act No. , 1973.

An Act relating to the grant of school certificates; to alter the constitution of the Secondary Schools Board and the Board of Senior School Studies; for these and other purposes to amend the Education Act, 1961; and for purposes connected therewith.

BE

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 "Education (Amendment) Act, 1973". Short title.

2. The several provisions of this Act shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette. Commencement.

3. The Education Act, 1961, is amended— Amendment of Act No. 47, 1961.

(a) (i) by omitting section 5 (2) and by inserting instead the following subsection :— Sec. 5. (School and higher school certificates.)

(2) School certificates shall be granted on the recommendation of the Secondary Schools Board to—

(a) pupils who—

(i) have attended for a period of at least four years a secondary or composite school, or a school registered as prescribed under this Act, and have participated at that school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii)

(ii) have been accepted by the Board as having been assessed, in accordance with rules made under section 8A, as having satisfactorily completed those courses of studies; or

(b) pupils who—

(i) have not attended for that period such a school, but have attended some other school and have participated at that or any other school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii) have been accepted by the Board as having satisfactorily completed those courses of studies,

and who have complied with—

(c) such requirements as may be prescribed by the regulations;

(d) such requirements as may be imposed by the Minister; and

(e) such other requirements as may be imposed by the Board with the approval of the Minister, whether by rules made under section 8A or otherwise.

(ii) by omitting from section 5 (2A) the words "paragraph (a) of";

(iii) by omitting from section 5 (5) (a) the words "sat for the examinations for the school certificate" and by inserting instead the words

"satisfactorily

"satisfactorily completed his course of studies as referred to in paragraph (a) or (b) of subsection (2)";

(b) (i) by omitting from section 8 (1) (a) the word "examinations" and by inserting instead the words "any examinations required to be attempted by candidates"; Sec. 8. (Functions and duties of Secondary Schools Board.)

(ii) by omitting from section 8 (1) (b) the words "examinations for school certificates" and by inserting instead the words "those examinations";

(c) by inserting next after section 8 the following new section :— New sec. 8A.

8A. (1) The Secondary Schools Board may make rules, not inconsistent with this Act or the regulations, or any by-laws made by it under section 20, for or with respect to— Rules relating to grant of school certificates.

(a) the manner of assessing whether courses of studies have been satisfactorily completed by pupils referred to in paragraph (a) of subsection (2) of section 5;

(b) the manner of assessing the standards at which those courses were completed; and

(c) any other requirements to be complied with by candidates for school certificates.

(2) Without affecting the generality of subsection (1), rules made under this section may—

(a) require any or all candidates for school certificates to attempt examinations as a condition of their candidature; and

(b) make provision for or with respect to—

(i) the manner of assessing whether those examinations have been successfully completed;

(ii)

(ii) the manner of assessing the standards at which those examinations were completed; and

(iii) the use to which the results of those examinations may be put, and the weight (if any) to be attached to those results, in determining to whom school certificates should be granted.

(d) by omitting from section 17 (3) the words "or by-laws" and by inserting instead the words ", by-laws or rules"; Sec. 17. (Procedure at meetings.)

(e) by inserting next after section 17 the following new section :— New sec. 17A.

17A. (1) Where a person deems himself to be adversely affected by a recommendation or decision of a Board in relation to the award of a school certificate or higher school certificate and he requests the Board to reconsider the recommendation or decision, the Board shall, subject to the rules made by it under this section— Reconsideration of recommendations or decisions.

(a) reconsider; and

(b) confirm, reverse or vary,

the recommendation or decision.

(2) The Board's decision in relation to the request is final.

(3) A Board may make rules, not inconsistent with this Act, for or with respect to—

(a) the manner in which, and the time within which, a request under this section must be made;

(b) the procedures to be adopted in dealing with any such request; and

(c)

(c) any other matter relevant to the disposal of any such request.

(4) A rule made under this section shall not have effect unless approved by the Minister.

5 **4.** (1) The Education Act, 1961, is further amended— Further amendment of Act No. 47, 1961.

(a) (i) by inserting in section 7 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,"; Sec. 7. (Secondary Schools Board.)

(ii) by omitting from section 7 (2) the words "the
10 Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii) by inserting next after section 7 (4) the following new subsection :—

15 (5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced educa-
20 tion constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not cor-
25 porate colleges of advanced education so constituted, in the regulations.

(b) (i) by inserting in section 9 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,"; Sec. 9. (Board of Senior School Studies.)

30 (ii) by omitting from section 9 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii)

(iii) by inserting next after section 9 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

(c) by inserting next after section 21 (1) the following new subsection :— Sec. 21. (Regulations.)

(1A) Regulations may be made for the purposes of subsection (5) of section 7 or subsection (5) of section 9 so as to apply in relation to a specified college of advanced education or a specified class of colleges of advanced education.

(2) A person holding office as a member of the Secondary Schools Board or the Board of Senior School Studies immediately before the commencement of this section shall, subject to Division 4 of Part IV of the Education Act, 1961, continue to hold that office as if he had been appointed thereto under that Act as amended by this section.

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973
[10c]

No. , 1973.

A BILL

Relating to the grant of school certificates; to alter the constitution of the Secondary Schools Board and the Board of Senior School Studies; for these and other purposes to amend the Education Act, 1961; and for purposes connected therewith.

[MR WILLIS—11 *September*, 1973.]

BE

34105 44—

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:—

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2. The several provisions of this Act shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette. Commencement.

3. The Education Act, 1961, is amended— Amendment of Act No. 47, 1961.

(a) (i) by omitting section 5 (2) and by inserting instead the following subsection :— Sec. 5. (School and higher school certificates.)

(2) School certificates shall be granted on the recommendation of the Secondary Schools Board to—

(a) pupils who—

(i) have attended for a period of at least four years a secondary or composite school, or a school registered as prescribed under this Act, and have participated at that school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii)

(ii) have been accepted by the Board as having been assessed, in accordance with rules made under section 8A, as having satisfactorily completed those courses of studies; or

(b) pupils who—

(i) have not attended for that period such a school, but have attended some other school and have participated at that or any other school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii) have been accepted by the Board as having satisfactorily completed those courses of studies,

and who have complied with—

(c) such requirements as may be prescribed by the regulations;

(d) such requirements as may be imposed by the Minister; and

(e) such other requirements as may be imposed by the Board with the approval of the Minister, whether by rules made under section 8A or otherwise.

(ii) by omitting from section 5 (2A) the words "paragraph (a) of";

(iii) by omitting from section 5 (5) (a) the words "sat for the examinations for the school certificate" and by inserting instead the words

"satisfactorily

"satisfactorily completed his course of studies as referred to in paragraph (a) or (b) of subsection (2)";

(b) (i) by omitting from section 8 (1) (a) the word "examinations" and by inserting instead the words "any examinations required to be attempted by candidates";

Sec. 8. (Functions and duties of Secondary Schools Board.)

(ii) by omitting from section 8 (1) (b) the words "examinations for school certificates" and by inserting instead the words "those examinations";

(c) by inserting next after section 8 the following new section :—

New sec. 8A.

8A. (1) The Secondary Schools Board may make rules, not inconsistent with this Act or the regulations, or any by-laws made by it under section 20, for or with respect to—

Rules relating to grant of school certificates.

(a) the manner of assessing whether courses of studies have been satisfactorily completed by pupils referred to in paragraph (a) of subsection (2) of section 5;

(b) the manner of assessing the standards at which those courses were completed; and

(c) any other requirements to be complied with by candidates for school certificates.

(2) Without affecting the generality of subsection (1), rules made under this section may—

(a) require any or all candidates for school certificates to attempt examinations as a condition of their candidature; and

(b) make provision for or with respect to—

(i) the manner of assessing whether those examinations have been successfully completed;

(ii)

(ii) the manner of assessing the standards at which those examinations were completed; and

(iii) the use to which the results of those examinations may be put, and the weight (if any) to be attached to those results, in determining to whom school certificates should be granted.

(d) by omitting from section 17 (3) the words "or by-laws" and by inserting instead the words ", by-laws or rules"; Sec. 17. (Procedure at meetings.)

(e) by inserting next after section 17 the following new section :— New sec. 17A.

17A. (1) Where a person deems himself to be adversely affected by a recommendation or decision of a Board in relation to the award of a school certificate or higher school certificate and he requests the Board to reconsider the recommendation or decision, the Board shall, subject to the rules made by it under this section— Reconsideration of recommendations or decisions.

(a) reconsider; and

(b) confirm, reverse or vary,

the recommendation or decision.

(2) The Board's decision in relation to the request is final.

(3) A Board may make rules, not inconsistent with this Act, for or with respect to—

(a) the manner in which, and the time within which, a request under this section must be made;

(b) the procedures to be adopted in dealing with any such request; and

(c)

(c) any other matter relevant to the disposal of any such request.

(4) A rule made under this section shall not have effect unless approved by the Minister.

5 **4.** (1) The Education Act, 1961, is further amended— Further amendment of Act No. 47, 1961.

(a) (i) by inserting in section 7 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,"; Sec. 7. (Secondary Schools Board.)

(ii) by omitting from section 7 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

10

(iii) by inserting next after section 7 (4) the following new subsection :—

15

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

20

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

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(iii) by inserting next after section 9 (4) the following new subsection :—

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(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

(c) by inserting next after section 21 (1) the following new subsection : — Sec. 21. (Regulations.)

(1A) Regulations may be made for the purposes of subsection (5) of section 7 or subsection (5) of section 9 so as to apply in relation to a specified college of advanced education or a specified class of colleges of advanced education.

(2) A person holding office as a member of the Secondary Schools Board or the Board of Senior School Studies immediately before the commencement of this section shall, subject to Division 4 of Part IV of the Education Act, 1961, continue to hold that office as if he had been appointed thereto under that Act as amended by this section.

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973
[10c]

PROOF

EDUCATION (AMENDMENT) BILL, 1973

EXPLANATORY NOTE

THE objects of this Bill are—

(a) to remove the requirement that school certificates are to be granted after examination;

(b) to authorise the grant of school certificates on the recommendation of the Secondary Schools Board to pupils who have satisfactorily completed appropriate courses of studies and who have complied with certain other requirements;

(c) to enable the Secondary Schools Board to make rules for assessing whether a candidate for the school certificate has satisfactorily completed his courses of studies, whether or not in conjunction with examinations;

(d) to provide for the reconsideration of certain recommendations or decisions of the Secondary Schools Board or Board of Senior School Studies upon the request of a person who deems himself to be adversely affected;

(e) to provide for the appointment of certain members of the Secondary Schools Board and Board of Senior School Studies on the nomination of colleges of advanced education as well as of universities;

(f) to make other provisions of a minor, consequential or ancillary character.

34105 44—

PROOF

No. , 1973.

A BILL

Relating to the grant of school certificates; to alter the constitution of the Secondary Schools Board and the Board of Senior School Studies; for these and other purposes to amend the Education Act, 1961; and for purposes connected therewith.

[MR WILLIS—11 *September*, 1973.]

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34105 44

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:—

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2. The several provisions of this Act shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette. Commencement.

3. The Education Act, 1961, is amended— Amendment of Act No. 47, 1961.

(a) (i) by omitting section 5 (2) and by inserting instead the following subsection :— Sec. 5. (School and higher school certificates.)

(2) School certificates shall be granted on the recommendation of the Secondary Schools Board to—

(a) pupils who—

(i) have attended for a period of at least four years a secondary or composite school, or a school registered as prescribed under this Act, and have participated at that school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii)

(ii) have been accepted by the Board as having been assessed, in accordance with rules made under section 8A, as having satisfactorily completed those courses of studies; or

(b) pupils who—

(i) have not attended for that period such a school, but have attended some other school and have participated at that or any other school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii) have been accepted by the Board as having satisfactorily completed those courses of studies,

and who have complied with—

(c) such requirements as may be prescribed by the regulations;

(d) such requirements as may be imposed by the Minister; and

(e) such other requirements as may be imposed by the Board with the approval of the Minister, whether by rules made under section 8A or otherwise.

(ii) by omitting from section 5 (2A) the words "paragraph (a) of";

(iii) by omitting from section 5 (5) (a) the words "sat for the examinations for the school certificate" and by inserting instead the words

"satisfactorily

"satisfactorily completed his course of studies as referred to in paragraph (a) or (b) of subsection (2)";

(b) (i) by omitting from section 8 (1) (a) the word "examinations" and by inserting instead the words "any examinations required to be attempted by candidates"; Sec. 8. (Functions and duties of Secondary Schools Board.)

(ii) by omitting from section 8 (1) (b) the words "examinations for school certificates" and by inserting instead the words "those examinations";

(c) by inserting next after section 8 the following new section :— New sec. 8A.

8A. (1) The Secondary Schools Board may make rules, not inconsistent with this Act or the regulations, or any by-laws made by it under section 20, for or with respect to— Rules relating to grant of school certificates.

(a) the manner of assessing whether courses of studies have been satisfactorily completed by pupils referred to in paragraph (a) of subsection (2) of section 5;

(b) the manner of assessing the standards at which those courses were completed; and

(c) any other requirements to be complied with by candidates for school certificates.

(2) Without affecting the generality of subsection (1), rules made under this section may—

(a) require any or all candidates for school certificates to attempt examinations as a condition of their candidature; and

(b) make provision for or with respect to—

(i) the manner of assessing whether those examinations have been successfully completed;

(ii)

(ii) the manner of assessing the standards at which those examinations were completed; and

(iii) the use to which the results of those examinations may be put, and the weight (if any) to be attached to those results, in determining to whom school certificates should be granted.

(d) by omitting from section 17 (3) the words "or by-laws" and by inserting instead the words ", by-laws or rules"; Sec. 17. (Procedure at meetings.)

(e) by inserting next after section 17 the following new section :— New sec. 17A.

17A. (1) Where a person deems himself to be adversely affected by a recommendation or decision of a Board in relation to the award of a school certificate or higher school certificate and he requests the Board to reconsider the recommendation or decision, the Board shall, subject to the rules made by it under this section— Reconsideration of recommendations or decisions.

(a) reconsider; and

(b) confirm, reverse or vary,

the recommendation or decision.

(2) The Board's decision in relation to the request is final.

(3) A Board may make rules, not inconsistent with this Act, for or with respect to—

(a) the manner in which, and the time within which, a request under this section must be made;

(b) the procedures to be adopted in dealing with any such request; and

(c)

(c) any other matter relevant to the disposal of any such request.

(4) A rule made under this section shall not have effect unless approved by the Minister.

5 **4.** (1) The Education Act, 1961, is further amended— Further amendment of Act No. 47, 1961.

(a) (i) by inserting in section 7 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,"; Sec. 7. (Secondary Schools Board.)

(ii) by omitting from section 7 (2) the words "the
10 Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii) by inserting next after section 7 (4) the following new subsection :—

15 (5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced educa-
20 tion constituted under section 16 of the Higher Education Act, 1969 ; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not cor-
25 porate colleges of advanced education so constituted, in the regulations.

(b) (i) by inserting in section 9 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,"; Sec. 9. (Board of Senior School Studies.)

30 (ii) by omitting from section 9 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii)

(iii) by inserting next after section 9 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969 ; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

(c) by inserting next after section 21 (1) the following new subsection : — Sec. 21. (Regulations.)

(1A) Regulations may be made for the purposes of subsection (5) of section 7 or subsection (5) of section 9 so as to apply in relation to a specified college of advanced education or a specified class of colleges of advanced education.

(2) A person holding office as a member of the Secondary Schools Board or the Board of Senior School Studies immediately before the commencement of this section shall, subject to Division 4 of Part IV of the Education Act, 1961, continue to hold that office as if he had been appointed thereto under that Act as amended by this section.

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

New South Wales

ANNO VICESIMO SECUNDO

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Act No. 65, 1973.

An Act relating to the grant of school certificates; to alter the constitution of the Secondary Schools Board and the Board of Senior School Studies; for these and other purposes to amend the Education Act, 1961; and for purposes connected therewith. [Assented to, 18th October, 1973.]

BE

P 41469 [10c]

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Commencement.

2. The several provisions of this Act shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Amendment of Act No. 47, 1961.

3. The Education Act, 1961, is amended—

Sec. 5. (School and higher school certificates.)

(a) (i) by omitting section 5 (2) and by inserting instead the following subsection :—

(2) School certificates shall be granted on the recommendation of the Secondary Schools Board to—

(a) pupils who—

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(ii)

(ii) have been accepted by the Board as having been assessed, in accordance with rules made under section 8A, as having satisfactorily completed those courses of studies; or

(b) pupils who—

(i) have not attended for that period such a school, but have attended some other school and have participated at that or any other school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii) have been accepted by the Board as having satisfactorily completed those courses of studies,

and who have complied with—

(c) such requirements as may be prescribed by the regulations;

(d) such requirements as may be imposed by the Minister; and

(e) such other requirements as may be imposed by the Board with the approval of the Minister, whether by rules made under section 8A or otherwise.

(ii) by omitting from section 5 (2A) the words "paragraph (a) of";

(iii) by omitting from section 5 (5) (a) the words "sat for the examinations for the school certificate" and by inserting instead the words

"satisfactorily

"satisfactorily completed his course of studies as referred to in paragraph (a) or (b) of subsection (2)";

Sec. 8. (Functions and duties of Secondary Schools Board.)

(b) (i) by omitting from section 8 (1) (a) the word "examinations" and by inserting instead the words "any examinations required to be attempted by candidates";

(ii) by omitting from section 8 (1) (b) the words "examinations for school certificates" and by inserting instead the words "those examinations";

New sec. 8A.

(c) by inserting next after section 8 the following new section :—

Rules relating to grant of school certificates.

8A. (1) The Secondary Schools Board may make rules, not inconsistent with this Act or the regulations, or any by-laws made by it under section 20, for or with respect to—

(a) the manner of assessing whether courses of studies have been satisfactorily completed by pupils referred to in paragraph (a) of subsection (2) of section 5;

(b) the manner of assessing the standards at which those courses were completed; and

(c) any other requirements to be complied with by candidates for school certificates.

(2) Without affecting the generality of subsection (1), rules made under this section may—

(a) require any or all candidates for school certificates to attempt examinations as a condition of their candidature; and

(b) make provision for or with respect to—

(i) the manner of assessing whether those examinations have been successfully completed;

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(ii) the manner of assessing the standards at which those examinations were completed; and

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(d) by omitting from section 17 (3) the words "or by-laws" and by inserting instead the words ", by-laws or rules"; Sec. 17. (Procedure at meetings.)

(e) by inserting next after section 17 the following new section :— New sec. 17A.

17A. (1) Where a person deems himself to be adversely affected by a recommendation or decision of a Board in relation to the award of a school certificate or higher school certificate and he requests the Board to reconsider the recommendation or decision, the Board shall, subject to the rules made by it under this section— Reconsideration of recommendations or decisions.

(a) reconsider; and

(b) confirm, reverse or vary,

the recommendation or decision.

(2) The Board's decision in relation to the request is final.

(3) A Board may make rules, not inconsistent with this Act, for or with respect to—

(a) the manner in which, and the time within which, a request under this section must be made;

(b) the procedures to be adopted in dealing with any such request; and

(c)

(c) any other matter relevant to the disposal of any such request.

(4) A rule made under this section shall not have effect unless approved by the Minister.

Further amendment of Act No. 47, 1961.

4. (1) The Education Act, 1961, is further amended—

Sec. 7. (Secondary Schools Board.)

(a) (i) by inserting in section 7 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,";

(ii) by omitting from section 7 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii) by inserting next after section 7 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

Sec. 9. (Board of Senior School Studies.)

(b) (i) by inserting in section 9 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,";

(ii) by omitting from section 9 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

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(iii) by inserting next after section 9 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

(c) by inserting next after section 21 (1) the following new subsection : — **Sec. 21. (Regulations.)**

(1A) Regulations may be made for the purposes of subsection (5) of section 7 or subsection (5) of section 9 so as to apply in relation to a specified college of advanced education or a specified class of colleges of advanced education.

(2) A person holding office as a member of the Secondary Schools Board or the Board of Senior School Studies immediately before the commencement of this section shall, subject to Division 4 of Part IV of the Education Act, 1961, continue to hold that office as if he had been appointed thereto under that Act as amended by this section.

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

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.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 10 *October,* 1973.

New South Wales

ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

* *

Act No. 65, 1973.

An Act relating to the grant of school certificates; to alter the constitution of the Secondary Schools Board and the Board of Senior School Studies; for these and other purposes to amend the Education Act, 1961; and for purposes connected therewith. [Assented to, 18th October, 1973.]

BE

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

J. H. BROWN,
Chairman of Committees of the Legislative Assembly.

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:—

Short title.

1. This Act may be cited as the "Education (Amendment) Act, 1973".

Commencement.

2. The several provisions of this Act shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Amendment of Act No. 47, 1961.

3. The Education Act, 1961, is amended—

Sec. 5. (School and higher school certificates.)

(a) (i) by omitting section 5 (2) and by inserting instead the following subsection :—

(2) School certificates shall be granted on the recommendation of the Secondary Schools Board to—

(a) pupils who—

(i) have attended for a period of at least four years a secondary or composite school, or a school registered as prescribed under this Act, and have participated at that school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii)

(ii) have been accepted by the Board as having been assessed, in accordance with rules made under section 8A, as having satisfactorily completed those courses of studies; or

(b) pupils who—

(i) have not attended for that period such a school, but have attended some other school and have participated at that or any other school in courses of studies deemed by the Board to be appropriate in relation to the grant of school certificates; and

(ii) have been accepted by the Board as having satisfactorily completed those courses of studies,

and who have complied with—

(c) such requirements as may be prescribed by the regulations;

(d) such requirements as may be imposed by the Minister; and

(e) such other requirements as may be imposed by the Board with the approval of the Minister, whether by rules made under section 8A or otherwise.

(ii) by omitting from section 5 (2A) the words "paragraph (a) of";

(iii) by omitting from section 5 (5) (a) the words "sat for the examinations for the school certificate" and by inserting instead the words

"satisfactorily

"satisfactorily completed his course of studies as referred to in paragraph (a) or (b) of subsection (2)";

Sec. 8. (Functions and duties of Secondary Schools Board.)

(b) (i) by omitting from section 8 (1) (a) the word "examinations" and by inserting instead the words "any examinations required to be attempted by candidates";

(ii) by omitting from section 8 (1) (b) the words "examinations for school certificates" and by inserting instead the words "those examinations";

New sec. 8A.

(c) by inserting next after section 8 the following new section :—

Rules relating to grant of school certificates.

8A. (1) The Secondary Schools Board may make rules, not inconsistent with this Act or the regulations, or any by-laws made by it under section 20, for or with respect to—

(a) the manner of assessing whether courses of studies have been satisfactorily completed by pupils referred to in paragraph (a) of subsection (2) of section 5;

(b) the manner of assessing the standards at which those courses were completed; and

(c) any other requirements to be complied with by candidates for school certificates.

(2) Without affecting the generality of subsection (1), rules made under this section may—

(a) require any or all candidates for school certificates to attempt examinations as a condition of their candidature; and

(b) make provision for or with respect to—

(i) the manner of assessing whether those examinations have been successfully completed;

(ii)

(ii) the manner of assessing the standards at which those examinations were completed; and

(iii) the use to which the results of those examinations may be put, and the weight (if any) to be attached to those results, in determining to whom school certificates should be granted.

(d) by omitting from section 17 (3) the words "or by-laws" and by inserting instead the words ", by-laws or rules"; Sec. 17. (Procedure at meetings.)

(e) by inserting next after section 17 the following new section :— New sec. 17A.

17A. (1) Where a person deems himself to be adversely affected by a recommendation or decision of a Board in relation to the award of a school certificate or higher school certificate and he requests the Board to reconsider the recommendation or decision, the Board shall, subject to the rules made by it under this section— Reconsideration of recommendations or decisions.

(a) reconsider; and

(b) confirm, reverse or vary,

the recommendation or decision.

(2) The Board's decision in relation to the request is final.

(3) A Board may make rules, not inconsistent with this Act, for or with respect to—

(a) the manner in which, and the time within which, a request under this section must be made;

(b) the procedures to be adopted in dealing with any such request; and

(c)

(c) any other matter relevant to the disposal of any such request.

(4) A rule made under this section shall not have effect unless approved by the Minister.

Further amendment of Act No. 47, 1961.

4. (1) The Education Act, 1961, is further amended—

Sec. 7. (Secondary Schools Board.)

(a) (i) by inserting in section 7 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,";

(ii) by omitting from section 7 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii) by inserting next after section 7 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

Sec. 9. (Board of Senior School Studies.)

(b) (i) by inserting in section 9 (2) (a) after the word "universities" the words ", and by the colleges of advanced education,";

(ii) by omitting from section 9 (2) the words "the Bursary Endowment Act, 1912, as amended by subsequent Acts" wherever occurring and by inserting instead the words "this Act";

(iii)

(iii) by inserting next after section 9 (4) the following new subsection :—

(5) The reference in paragraph (a) of subsection (2) to colleges of advanced education shall be construed as a reference to—

(a) corporate colleges of advanced education constituted under section 16 of the Higher Education Act, 1969; and

(b) the person or persons specified or described, in relation to colleges of advanced education that are not corporate colleges of advanced education so constituted, in the regulations.

(c) by inserting next after section 21 (1) the following new subsection :— **Sec. 21. (Regulations.)**

(1A) Regulations may be made for the purposes of subsection (5) of section 7 or subsection (5) of section 9 so as to apply in relation to a specified college of advanced education or a specified class of colleges of advanced education.

(2) A person holding office as a member of the Secondary Schools Board or the Board of Senior School Studies immediately before the commencement of this section shall, subject to Division 4 of Part IV of the Education Act, 1961, continue to hold that office as if he had been appointed thereto under that Act as amended by this section.

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

A. R. CUTLER,
Governor.

Government House,
Sydney, 18th October, 1973.