



Queensland

Education, Training and Other Legislation Amendment Regulation (No. 1) 2013

Subordinate Legislation 2013 No. 228

Education (Accreditation of Non-State Schools) Act 2001

Education (General Provisions) Act 2006

Plumbing and Drainage Act 2002

Public Sector Ethics Act 1994

Statutory Bodies Financial Arrangements Act 1982

Vocational Education, Training and Employment Act 2000

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Education, Training and Other Legislation Amendment Regulation (No. 1) 2013*.

2 Commencement

Section 4 and part 3 commence on 1 January 2015.

Part 2 Amendment of Education (Accreditation of Non-State Schools) Regulation 2001

3 Regulation amended

This part amends the *Education (Accreditation of Non-State Schools) Regulation 2001*.

4 Amendment of s 16 (Minimum enrolment—Act, s 85(3)(c) and (4)(c))

Section 16(b)(i), ‘8’—
omit, insert—

7

5 Insertion of new s 16A

After section 16A—
insert—

[s 5]

16A Minimum enrolment for particular applications—Act, s 85(3)(c) and (4)(c)

- (1) This section applies to any of the following applications made before 1 January 2015—
 - (a) an application taken to be an application for Government funding under section 74 of the Act if the student-intake day stated in the application is a day on or after 1 January 2015;
 - (b) an application to which section 50 of the Act applies if the application is about a change in an attribute of provisional accreditation applying to a school to take effect on or after 1 January 2015;
 - (c) an application for Government funding for a school under section 73 of the Act.
- (2) Despite section 16, the minimum enrolment for section 85(3)(c) and (4)(c) of the Act is as follows—
 - (a) for a school proposing to offer, or offering, primary education—a full-time equivalent enrolment of 25;
 - (b) for a school proposing to offer, or offering, secondary education—
 - (i) for years 7 to 10 years of schooling—a full-time equivalent enrolment of 20 for each year of schooling proposed to be offered, or offered, at the school; and
 - (ii) for years 11 and 12 years of schooling—a full-time equivalent enrolment of 10 for each year of schooling proposed to be offered, or offered, at the school;

- (c) for a school proposing to offer, or offering, special education—a full-time equivalent enrolment of 10.
- (3) For subsection (2)—
 - (a) primary education is taken to not include education offered in year 7; and
 - (b) secondary education is taken to include education offered in year 7.
- (4) This section expires on 1 January 2015.

Part 3

Amendment of Education (General Provisions) Regulation 2006

6 Regulation amended

This part amends the *Education (General Provisions) Regulation 2006*.

7 Amendment of s 16 (Age for enrolment in years 1 to 7)

- (1) Section 16, heading, ‘years 1 to 7’—

omit, insert—

years 1 to 6

- (2) Section 16, ‘years 1 to 7’—

omit, insert—

years 1 to 6

- section 13(3), first mention
- section 13(4)
- section 14(1)
- section 15(3), first mention
- section 15(4)
- section 16(1) and (3)
- section 16(6), first mention
- section 23(2)
- section 24
- section 25(1)
- section 26(3), first mention.

16 Amendment of s 14 (How Skills Queensland may deal with application to amend registered training contract)

Section 14, heading ‘Skills Queensland’—

omit, insert—

the chief executive

17 Amendment of s 16 (How Skills Queensland may deal with application to temporarily assign registered training contract)

(1) Section 16, heading ‘Skills Queensland’—

omit, insert—

the chief executive

(2) Section 16(4)—

omit, insert—

(4) If the chief executive decides to approve the proposed temporary assignment, the chief executive must promptly give the parties and the new employer signed notice of the approval.

[s 18]

18 Replacement of s 27 (Skills Queensland may inform itself)

omit, insert—

27 The chief executive may obtain information or advice

The chief executive may, in the way the chief executive considers appropriate, obtain information or advice about any matter relevant to the exercise of the power or the performance of the function.

19 Replacement of s 28 (Skills Queensland may ask for additional information)

omit, insert—

28 The chief executive may ask for additional information

- (1) The chief executive may ask the affected person for the relevant section to give the chief executive the additional documents or information the chief executive considers necessary to exercise the power or perform the function.
- (2) The chief executive must give the affected person a reasonable time to give the additional documents or information.

20 Amendment of s 29 (All representations and material to be considered)

- (1) Section 29, 'Skills Queensland'—

omit, insert—

The chief executive

- (2) Section 29, 'it'—

omit, insert—

the chief executive

ENDNOTES

- 1 Made by the Governor in Council on 21 November 2013.
- 2 Notified on the Queensland legislation website on 22 November 2013.
- 3 The administering agency is the Department of Education, Training and Employment.

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