

TASMANIA

**EDUCATION AND TRAINING (FURTHER
CONSEQUENTIAL AMENDMENTS) BILL 2008**

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EDUCATION AND TRAINING (FURTHER CONSEQUENTIAL AMENDMENTS) BILL 2008

*(Brought in by the Minister for Education and Skills, the
Honourable David John Bartlett)*

A BILL FOR

An Act to amend certain Acts consequentially on the enactment of the *Education and Training (Tasmanian Academy) Act 2008*, the *Education and Training (Tasmanian Polytechnic) Act 2008*, the *Education and Training (Tasmanian Skills Institute) Act 2008* and the *Education and Training (Repeals and Transitional Provisions) Act 2008*

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Education and Training (Further Consequential Amendments) Act 2008*.

2. Commencement

This Act commences on 1 January 2009.

THIS BILL IS COGNATE WITH THE *EDUCATION AND TRAINING (TASMANIAN ACADEMY) BILL 2008*, THE *EDUCATION AND TRAINING (TASMANIAN POLYTECHNIC) BILL 2008*, THE *EDUCATION AND TRAINING (TASMANIAN SKILLS INSTITUTE) BILL 2008*, THE *EDUCATION AND TRAINING (REPEALS AND TRANSITIONAL PROVISIONS) BILL 2008* AND THE *EDUCATION AND TRAINING (MISCELLANEOUS AND CONSEQUENTIAL AMENDMENTS) BILL 2008*

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Act 2008
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s. 3

3. Consequential amendments

The legislation specified in Schedule 1 is amended as specified in that Schedule.

*Education and Training (Further Consequential Amendments) Act
2008
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SCHEDULE 1 – CONSEQUENTIAL AMENDMENTS

Section 3

Children, Young Persons and Their Families Act 1997

1. Section 4(1)(d) is amended by omitting “school” and substituting “a school, or other educational or training institution.”.
2. Section 32(10) is amended as follows:
 - (a) by omitting from paragraph (i) “school.” and substituting “school;”;
 - (b) by inserting the following paragraphs after paragraph (i):
 - (j) if there are concerns about the child’s education and the child attends the Tasmanian Academy established by the *Education and Training (Tasmanian Academy) Act 2008*, a person nominated by the Tasmanian Academy;
 - (k) if there are concerns about the child’s education and the child attends the Tasmanian Polytechnic established by the *Education and Training (Tasmanian Polytechnic) Act 2008*, a person nominated by the Tasmanian Polytechnic.

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Judicial Review Act 2000

1. Clause 10(2) of Schedule 3 is amended by omitting paragraph (a) and substituting the following paragraph:
 - (a) the Tasmanian Skills Institute established by the *Education and Training (Tasmanian Skills Institute) Act 2008*;

Residential Tenancy Act 1997

1. Section 3(1) is amended by omitting “*TAFE Tasmania Act 1997*;” from paragraph (d) of the definition of “boarding premises” and substituting “*Education and Training (Tasmanian Polytechnic) Act 2008* or the *Education and Training (Tasmanian Skills Institute) Act 2008*;”.

State Service Act 2000

1. Part 2 of Schedule 1 is amended as follows:
 - (a) by omitting

TAFE Tasmania

Chief executive officer

and substituting the following item:

Tasmanian Academy

Chief executive officer

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(b) by inserting after

Tasmanian Dairy Industry Authority	Chairperson of the Tasmanian Dairy Industry Authority
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the following items:

Tasmanian Polytechnic	Chief executive officer
Tasmanian Skills Institute	Chief executive officer

Tasmanian Qualifications Authority Act 2003

1. Section 3(1) is amended as follows:

(a) by omitting paragraph (a) from the definition of “course” and substituting the following paragraph:

(a) a senior secondary course; or

(b) by omitting the definitions of “senior secondary course” and “senior secondary education” and substituting the following definitions:

“senior secondary course” means a course of study that is normally undertaken, or intended to be undertaken, during senior secondary education;

“senior secondary education” means secondary education that is

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usually undertaken by persons following the completion of the fourth year of secondary education, being the year commonly known as Year 10;

Teachers Registration Act 2000

1. Section 3 is amended by omitting the definition of “school” and substituting the following definition:

“**school**” has the same meaning as in the *Education Act 1994*;

2. Section 5(1)(b) is amended by omitting “and colleges”.

Youth Justice Act 1997

1. Section 65(1)(f) is amended by omitting “school or employment” and substituting “employment or school, or other educational or training establishment,”.
2. Section 90(6)(e) is amended by omitting “school or employment” and substituting “employment or school, or other educational or training establishment,”.