

PUBLIC INSTRUCTION (AMENDMENT) ACT.

Act No. 46, 1957.

Elizabeth II,
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

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:—

No. 46, 1957.

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

Short title.

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.

- (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.

3.

Public Instruction (Amendment) Act.

No. 43, 1957. **3.** (1) The Public Instruction Act of 1880 is amended—

Amendment
of Act 43
Vic. No.
23.

Sec. 6.
(Classes of
schools to
be estab-
lished and
main-
tained.)

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

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

- (b) (i) by omitting from section eight the word “twenty” and by inserting in lieu thereof the word “nine”;
- (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.

Sec. 10.
(Evening
Public
Schools.)

- (c) (i) by omitting from section ten the words “Evening Public School” and by inserting in lieu thereof the words “Evening College”;
- (ii) by omitting from the same section the word “school” and by inserting in lieu thereof the word “college”;

(iii)

- (iii) by omitting from the same section the word "Schools" and by inserting in lieu thereof the word "Colleges"; No. 46, 1957.
- (d) by omitting section twelve and by inserting in lieu thereof the following section:— Subst. sec. 12.
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.
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.
- (g) by omitting from section thirty-nine the definition of "Minister" or "Minister of Public Instruction"; Sec. 39.
(Interpretation of terms.)

(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.