

**Legislative Council—No 131**

As introduced and read a first time, 28 September 2011

South Australia

**Education (Closure and Amalgamation of  
Government Schools) Amendment Bill 2011**

A BILL FOR

An Act to amend the *Education Act 1972*.

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**The Parliament of South Australia enacts as follows:**

### Part 1—Preliminary

#### 1—Short title

This Act may be cited as the *Education (Closure and Amalgamation of Government Schools) Amendment Act 2011*.

#### 5 2—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

### Part 2—Amendment of *Education Act 1972*

#### 3—Amendment of section 14A—Application of Part

10 Section 14A(2)—delete subsection (2) and substitute:

(2) However—

- (a) this Part does not apply to the temporary closure of a Government school in an emergency or for the purposes of carrying out building work;
- 15 (b) sections 14B to 14F (inclusive) do not apply to the closure of a Government school if—
  - (i) a majority of the parents of the students attending the school; or
  - 20 (ii) if the school is wholly or principally for adult students—a majority of the students attending the school,

indicate that they are not opposed to the closure.

**4—Amendment of section 14F—Minister's decision as to closure or amalgamation**

(1) Section 14F(1)—delete "The Minister" and substitute:

Subject to section 14G, the Minister

5 (2) Section 14F(2) and (3)—delete subsections (2) and (3) and substitute:

(2) The Minister must cause a copy of a committee's report and recommendations under section 14E to be laid before each House of Parliament within 6 sitting days of receiving the report and recommendations.

10 **5—Insertion of section 14G**

After section 14F insert:

**14G—Requirement for resolution of both Houses of Parliament**

15 Despite a provision of any other Act or law, a Government school cannot be closed or amalgamated with another except in accordance with a resolution passed by both Houses of Parliament.