

South Australia

EDUCATION (TEACHERS REGISTRATION) REGULATIONS 1996

REGULATIONS UNDER THE EDUCATION ACT 1972

Education (Teachers Registration) Regulations 1996

being

No. 192 of 1996: *Gaz.* 29 August 1996, p. 831¹

as varied by

No. 221 of 1997: *Gaz.* 13 November 1997, p. 1302²

No. 193 of 1998: *Gaz.* 22 October 1998, p. 1241³

No. 222 of 1999: *Gaz.* 11 November 1999, p. 2344⁴

No. 247 of 2000: *Gaz.* 19 October 2000, p. 2763⁵

¹ Came into operation 1 September 1996: reg. 2.

² Came into operation 13 November 1997: reg. 2.

³ Came into operation 22 October 1998: reg. 2.

⁴ Came into operation 11 November 1999: reg. 2.

⁵ **Came into operation 19 October 2000: reg. 2.**

N.B. The amendments effected to these regulations by Regulation No. 228 of 2001 have not come into operation.

NOTE:

- *Asterisks indicate repeal or deletion of text.*
- *Entries appearing in bold type indicate the amendments incorporated since the last consolidation.*
- *For the legislative history of the regulations see Appendix.*

SUMMARY OF PROVISIONS

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APPENDIX LEGISLATIVE HISTORY

Citation

1. These regulations may be cited as the *Education (Teachers Registration) Regulations 1996*.

Commencement

2. These regulations will come into operation on 1 September 1996.

Revocation

3. The *Teachers Registration Regulations 1975* (see *Gazette* 26 June 1975 p. 2469), as varied, are revoked.

Interpretation

4. In these regulations—

"Act" means the *Education Act 1972*;

"authority" means an authority under section 63(1) of the Act;

"Board" means the *Teachers Registration Board*.

Prescribed kindergarten

5. For the purposes of paragraph (b) of the definition of "**recognised kindergarten**" in section 5(1) of the Act, a kindergarten that—

(a) provides a course of training and instruction to children aged three to five years; and

(b) is not a licensed child care centre under the *Children's Services Act 1985*,

is a prescribed kindergarten.

Prescribed qualifications and experience for registration as teacher

6. (1) For the purposes of section 61(1)(b)(i) of the Act, the qualifications required for registration as a teacher are as follows:

(a) an approved teacher education degree, diploma or other qualification awarded on satisfactory completion of a tertiary course of pre-service teacher education in pre-primary, primary or secondary education that—

(i) is of at least three years' full-time duration or part-time equivalent duration; and

(ii) includes a practical student teaching component; or

(b) —

(i) an approved non-teacher education degree, diploma or other qualification awarded on satisfactory completion of a tertiary course that is of at least three years' full-time duration or part-time equivalent duration; and

(ii) an approved postgraduate degree, diploma or other qualification awarded on satisfactory completion of a tertiary course of pre-service teacher education in pre-primary, primary or secondary education that—

4.

- (A) is of at least one year's full-time duration or part-time equivalent duration; and
- (B) includes a practical student teaching component.

(2) For the purposes of section 61(1)(b)(i) of the Act, the experience required for registration as a teacher is one year's full-time (or part-time equivalent of 200 days') satisfactory service as a teacher in a Government or registered non-Government school.

(3) In this regulation—

"**approved**", in relation to a degree, diploma or other qualification, means—

- (a) a degree, diploma or other qualification awarded by a tertiary education institution that is a member of the Australian Vice-Chancellor's Committee; or
- (b) a degree, diploma or other qualification that was at any time nationally registered by the former Australian Council on Awards in Advanced Education or the former Australian Council on Tertiary Awards.

Application for registration or renewal of registration

7. (1) An application for registration as a teacher must—

- (a) be made in the manner and form determined by the Board; and
- (b) contain the information and be accompanied by the documents required by the application form; and
- (c) be accompanied by the following fees:
 - (i) \$63; plus
 - (ii) if the applicant's qualifications for registration consists of or includes qualifications obtained outside this State—\$50; plus
 - (iii) if the application is made by a person whose name has been removed from the register following a failure to apply for an extension of the period of registration before the expiry of the registration—a fee of \$21.

(2) An application for an extension of the period of registration as a teacher must—

- (a) be made in the manner and form determined by the Board; and
- (b) contain the information and be accompanied by the documents required by the application form; and
- (c) be accompanied by a fee of \$63; and
- (d) be lodged with the Board before expiry of the registration.

Certificate of registration

8. (1) On registration of a person as a teacher, the Registrar must issue to the person a certificate of registration in a form determined by the Board.

(2) If a person satisfies the Board by statutory declaration that his or her certificate of registration as a teacher has been lost or destroyed, the Registrar must, on payment of a fee of \$13, issue to the person a duplicate certificate of registration.

Application for authority to unregistered teacher

9. An application for an authority must—

- (a) be made in the manner and form determined by the Board; and
- (b) contain the information and be accompanied by the documents required by the application form; and
- (c) be accompanied by the appropriate fee prescribed by the *Fees Regulation (Education) Regulations 1990* (see *Gazette* 12 July 1990 p. 285) as varied.

Duty to notify change of address

10. A registered teacher or person who holds an authority must, within 28 days of changing his or her residential address, notify the Board in writing of the change.

Maximum penalty: \$50.

Return of certificate of registration

11. If the registration of a person as a teacher is cancelled, the person must, at the direction of the Registrar, return the certificate of registration to the Registrar.

Maximum penalty: \$50.

Duty of principal or person in charge of registered non-Government school or recognised kindergarten

12. A principal or person in charge of a registered non-Government school or a recognised kindergarten must, within 28 days of receipt of a written request by the Board, furnish to the Board in the manner and form specified in the request, specified details relating to each person engaged in teaching at the school or kindergarten on a specified date.

Duty of Director-General

13. The Director-General must, within 28 days of receipt of a written request by the Board, furnish to the Board in the manner and form specified in the request, specified details relating to each person engaged in teaching at Government schools on a specified date.

Accounts and audit

14. (1) The Board must cause proper accounts to be kept of its financial affairs and financial statements to be prepared in respect of each financial year.

(2) The financial statements must include a statement of funds held by the Board as at 30 June in the financial year to which the financial statements relate.

6.

(3) The Auditor-General may at any time, and must at least once in every year, audit the accounts and financial statements of the Board.

(4) A copy of the accounts and financial statements, as audited by the Auditor-General, must be included in the Board's annual report.

(5) The Board must cause the audited financial statements to be published and made available to registered teachers.

Annual report

15. The Board must, on or before 31 March in each year, submit to the Minister a report on the work and activities of the Board during the previous calendar year.

Remission of fees

16. The Board may, if satisfied that reasonable cause exists for doing so, remit a fee prescribed these regulations in whole or in part.

False or misleading information

17. A person must not, in providing any information required under these regulations, make a statement knowing that it is false or misleading in a material particular (whether by reason of the inclusion or omission of any particular).

Maximum penalty: \$200.

APPENDIX

LEGISLATIVE HISTORY

(entries in bold type indicate amendments incorporated since the last consolidation)

Regulation 7(1): varied by 221, 1997, reg. 3(a); 193, 1998, reg. 3(a), (b); 222, 1999, reg. 3(a), (b); **247, 2000, reg. 3(a), (b)**

Regulation 7(2): varied by 221, 1997, reg. 3(b); 193, 1998, reg. 3(c); 222, 1999, reg. 3(c); **247, 2000, reg. 3(c)**