

South Australia

Education (Budget 2012) Variation Regulations 2012

under the *Education Act 1972*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Education (Budget 2012) Variation Regulations 2012*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Education Regulations 2012*

4—Insertion of regulation 26A

After regulation 26 insert:

26A—Skills and experience retention leave entitlement

- (1) For the purposes of section 19(3a) of the Act—
 - (a) the amount of \$180 (indexed) for each working day of skills and experience retention leave accrued during a particular financial year (which will be reduced on a *pro rata* basis in relation to a part of a working day and in relation to part-time work) is fixed by these regulations; and

- (b) an entitlement to such leave may be converted to the amount fixed under paragraph (a) if an election is made to the Director-General, in a manner determined by the Director-General, by 31 August immediately following the financial year in which the entitlement accrues; and
 - (c) an amount payable on account of an election under paragraph (b) will be paid to the officer at a time, and in a manner, determined by the Director-General for the purposes of this paragraph; and
 - (d) an amount payable in relation to a part of a working day or part-time work will be determined in a manner determined by the Director-General.
- (2) The amount of \$180 (indexed) referred to in subregulation (1)(a) is to be adjusted on an annual basis (commencing in relation to days accrued in the 2013/2014 financial year) by multiplying that amount by a proportion obtained by dividing the Consumer Price Index for the March quarter in the immediately preceding financial year by the Consumer Price Index for the March quarter, 2012 (with an adjustment applying according to when a leave entitlement accrues rather than when a payment is made).
- (3) In this regulation—

Consumer Price Index means the *Consumer Price Index (All groups index for Adelaide)* published by the Australian Bureau of Statistics.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

on the recommendation of the Treasurer and with the advice and consent of the Executive Council

on 6 December 2012

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