

South Australia

Teachers Registration and Standards (Prescribed Offences) Variation Regulations 2018

under the *Teachers Registration and Standards Act 2004*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Teachers Registration and Standards Regulations 2016*

- 4 Substitution of regulation 11
 - 11 Mandatory notification course to be completed before special authority to teach granted
 - 5 Insertion of regulation 12A
 - 12A Prescribed offences
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Teachers Registration and Standards (Prescribed Offences) Variation Regulations 2018*.

2—Commencement

These regulations will come into operation on 20 December 2018.

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 *Teachers Registration and Standards Regulations 2016*

4—Substitution of regulation 11

Regulation 11—delete regulation 11 and substitute:

11—Mandatory notification course to be completed before special authority to teach granted

For the purposes of section 30(2)(b) of the Act, a person must have satisfactorily completed a mandatory notification course during the period of 12 months before an application for a special authority to teach is made.

5—Insertion of regulation 12A

After regulation 12 insert:

12A—Prescribed offences

For the purposes of section 34A(1) of the Act, the following offences are prescribed:

- (a) an offence against a following provision of the *Criminal Law Consolidation Act 1935*:
 - (i) section 11 (murder);
 - (ii) section 13 (manslaughter);
 - (iii) section 14 (criminal neglect);
 - (iv) Part 3 Division 7A (causing physical or mental harm);
 - (v) Part 3 Division 8 (female genital mutilation);
 - (vi) Part 3 Division 8A (child marriage);
 - (vii) Part 3 Division 9 (kidnapping and unlawful child removal);
 - (viii) Part 3 Division 11 (rape and other sexual offences);
 - (ix) Part 3 Division 11A (child exploitation offences);
 - (x) Part 3 Division 12 (commercial sexual services and related offences);
 - (xi) Part 3 Division 16 (abduction of children);
 - (xii) Part 5 Division 5A (dishonest communication with children);
- (b) an offence against section 270B of the *Criminal Law Consolidation Act 1935* (assault with intent) with intent to commit an offence referred to in any of the preceding paragraphs;

- (c) an offence against Part 5 Division 2 or 3 of the *Controlled Substances Act 1984*;
- (d) an offence against a law previously in force in this State that corresponds to an offence referred to in a preceding paragraph;
- (e) an offence against the law of another State or Territory that corresponds to an offence referred to in any of the preceding paragraphs;
- (f) an offence against a following provision of the *Criminal Code* of the Commonwealth:
 - (i) section 271.4;
 - (ii) section 271.7;
 - (iii) section 272.8;
 - (iv) section 272.9;
 - (v) section 272.10;
 - (vi) section 272.11;
 - (vii) section 272.12;
 - (viii) section 272.13;
 - (ix) section 272.14;
 - (x) section 272.15;
 - (xi) section 272.18;
 - (xii) section 272.19;
 - (xiii) section 272.20;
 - (xiv) section 302.2;
 - (xv) section 302.3;
 - (xvi) section 302.4;
 - (xvii) section 303.4;
 - (xviii) section 303.5;
 - (xix) section 303.6;
 - (xx) section 304.1;
 - (xxi) section 304.2;
 - (xxii) section 304.3;
 - (xxiii) section 305.3;
 - (xxiv) section 305.4;
 - (xxv) section 305.5;
 - (xxvi) section 309.2;
 - (xxvii) section 309.3;

- (xxviii) section 309.4;
 - (xxix) section 309.7;
 - (xxx) section 309.8;
 - (xxxi) section 309.10;
 - (xxxii) section 309.11;
 - (xxxiii) section 309.12;
 - (xxxiv) section 309.13;
 - (xxxv) section 309.14;
 - (xxxvi) section 309.15;
 - (xxxvii) section 310.2;
 - (xxxviii) section 310.3;
 - (xxxix) section 471.16;
 - (xl) section 471.17;
 - (xli) section 471.19;
 - (xlii) section 471.20;
 - (xliii) section 471.22;
 - (xliv) section 471.24;
 - (xlv) section 471.25;
 - (xlvi) section 471.26;
 - (xlvii) section 474.19;
 - (xlviii) section 474.20;
 - (xlix) section 474.22;
 - (l) section 474.23;
 - (li) section 474.24A;
 - (lii) section 474.25A;
 - (liii) section 474.25B;
 - (liv) section 474.26;
 - (lv) section 474.27;
 - (lvi) section 474.27A;
- (g) an offence against a law of the Commonwealth previously in force that corresponds to an offence referred to in paragraph (f);
- (h) a conspiracy to commit, or an attempt to commit, an offence referred to in any of the preceding paragraphs;

- (i) an offence of aiding, abetting, counselling or procuring the commission of an offence referred to in any of the preceding paragraphs;
- (j) an offence against the law of a foreign jurisdiction that corresponds to an offence referred to in any of the preceding paragraphs.

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

with the advice and consent of the Executive Council
on 20 December 2018

No 255 of 2018

ME18/064