

Education (Teaching Council of Aotearoa) Amendment Bill

Government Bill

As reported from the Education and Workforce Committee

Commentary

Recommendation

The Education and Workforce Committee has examined the Education (Teaching Council of Aotearoa) Amendment Bill and recommends by majority that it be passed with the amendments shown.

Introduction

The Education (Teaching Council of Aotearoa) Amendment Bill seeks to amend the Education Act 1989. It would rename the Education Council of Aotearoa New Zealand to the Teaching Council of Aotearoa.

The bill would also increase the number of members on the council from nine to 13. Seven members would be elected to represent sectors of the teaching profession. Under the bill as introduced, they would need to be registered teachers who hold a current practising certificate.

The Minister of Education would appoint the remaining six members. At least one of these members would be appointed after consultation with representatives of parent and community interest groups in the early childhood and schooling sectors.

Proposed amendments

This commentary covers the main amendments we recommend to the bill as introduced. We do not discuss minor or technical amendments.

Renaming the Education Council

Clause 4 of the bill as introduced would amend section 348 of the Act, changing the name of the Education Council of Aotearoa New Zealand to the Teaching Council of

Aotearoa. We recommend, by majority, amending clause 4 and inserting clause 4A to change the name of the council to the Teaching Council of Aotearoa New Zealand. This would better reflect the bicultural nature of this country.

We also recommend consequential changes so that all references to the Education Council in the principal Act and other enactments would change to the Teaching Council.

Composition of the Teaching Council

Clause 5 of the bill would replace section 380, which sets out the composition of the council. We recommend inserting new subsection 380(1A) to specify that the teacher educator mentioned in section 380(1)(b)(iv) would not need to hold a current practising certificate. However, they would need to be a registered teacher; have 5 or more years' experience in initial teacher education, ongoing teacher education, or both; and be currently working in one of the two fields.

We also recommend amending clause 5, section 380(1)(b)(vii), to remove the requirement that the elected member representing leadership in the early childhood education sector be a head teacher, senior teacher, or supervisor. Instead, we recommend that the bill refer to this person as an early childhood education service leader. We also recommend that the member be elected by early childhood education service leaders who are registered teachers holding a current practising certificate.

Electing members to the Teaching Council

We recommend, by majority, amending clause 5 section 380(3), so that, with the exception of the members representing teacher educators and early childhood service leaders, the elected members of the Teaching Council may only be elected by registered teachers with current practising certificates or by those who have a limited authority to teach.

Clause 5 of the bill as introduced would replace section 380(4) with a requirement that elections for members must be held as soon as practicable after the clause commences. It would also require the Education Council to remain in place until the elected members take office.

We recommend, by majority, replacing the proposed amendment with a requirement for elections to be held at least 4 months before members take office. We also recommend, by majority, that the Teaching Council should inform the Minister of the outcome of the election at least 3 months before the elected members take office.

Term of office

We recommend, by majority, amending clause 5 to insert section 380A. New section 380A(1) would specify that the term of office for both appointed and elected members would be 3 years, and that three terms is the maximum either type of member may serve.

New section 380A(2) would prescribe that the term of office for all members begins at the same time (that is, when their immediate predecessor's term of office is completed), and ends at the same time (that is, when their term of office is completed).

Removal of members

We recommend, by majority, inserting new section 380B to specify that the Minister may remove both appointed and elected members of the Teaching Council in accordance with clauses 3(1) and 3(1A) in Schedule 21 of the Act.

We also recommend, by majority, inserting clause 3(1A) in Schedule 21. This would allow the Minister to remove an elected member of the Teaching Council for just cause, after consulting the Teaching Council.

Disqualification of members

Clause 6 would amend Schedule 21 of the Act. We recommend, by majority, amending clause 6(3) to insert new subclause 2(g) in the Schedule. This would set out additional ways that an elected member of the Teaching Council might be disqualified, with the exception of the member representing teacher educators. Our amendment would provide that an elected member should be disqualified if they cease to be a registered teacher, cease to hold a current practising certificate, have their teacher registration suspended, or have their practising certificate suspended.

Teaching Council to make rules

We recommend, by majority, inserting clause 5A to insert new section 388(1)(aaa). This would require the Teaching Council to make rules about the conduct of member elections, including the election process.

Extraordinary vacancies

We recommend, by majority, amending clause 6 to insert clause 4A in Schedule 21.

Clause 4A(1) would set out that an extraordinary vacancy would arise on the Teaching Council when a member died or stopped holding office.

Clause 4A(2) would allow a Minister (for appointed members) or the council (for elected members) to appoint a replacement member or to leave the vacancy open if the extraordinary vacancy happens within 6 months of the expiring member's term ending.

Clause 4A(3) in Schedule 21 would specify that a new member must be appointed or elected if an extraordinary vacancy happens more than 6 months before the expiry of the member's term. Clause 4A(4) would specify that a person appointed or elected to fill an extraordinary vacancy would only hold office for the remainder of the term of the member they replaced.

Provisions relating to changes from Education Council to Teaching Council

We recommend, by majority, inserting Part 5B and new clause 11H in Schedule 1, to set out how the body currently named the Education Council would change to the Teaching Council.

New subclause 11H(1) would require the Education Council and its members to continue operating until the members of the Teaching Council first take office. New subclause 11H(2) would require the Education Council to hold elections for the elected members of the Teaching Council as soon as reasonably practicable. The maximum time allowed for elections to take place would be 9 months from the clause commencing.

New subclause 11H(3) would require the Education Council to notify the Minister of the successful candidates as soon as reasonably practicable. Under subclause 11H(4), the Minister would need to appoint the appointed members of the Teaching Council as soon as reasonably practicable after being notified. The maximum time allowed would be 12 months from the clause commencing.

Under new subclause 11H(5) in Schedule 1, the appointed and elected members of the Teaching Council would take office at the same time. This would be either on a date specified by the Governor-General by Order in Council, or the date that is 12 months after the clause commences, whichever is earliest.

New Zealand National Party minority view

The National Party members of the committee oppose this bill. This bill proposes changes to the Education Council, the professional organisation for teachers, which are unnecessary, costly, and will have a detrimental impact on the organisation's ability to fulfil its core functions.

It is our view that there is not sufficient evidence to justify these changes to the structure of the Education Council. The Council in its current form was instituted after a major review undertaken in 2012. The review committee at the time reported to the Minister of Education with recommendations regarding the NZ Teachers Council, the regulatory framework for teaching, and the disciplinary framework. It was a comprehensive, three-year process that found significant flaws in the Teachers Council's ability, in its previous form, to enforce standards, improve teaching performance, and provide sustainable leadership and governance to the sector. This bill would reverse those changes and revert back to the previous, dysfunctional model.

Changing the title of the Education Council to the Teaching Council and increasing the membership from 9 to 13 individuals imposes unnecessary cost to taxpayers of New Zealand that would be better used in other areas of our education system.

Cost of changing the structure of the Education Council

The Education Council itself, following questions from select committee members, has acknowledged that there will be a significant monetary cost associated with the

proposed changes. If implemented, the cost of these changes over the first three years is estimated to reach \$695,000. This figure is derived from the following costs provided by the Education Council:

- \$220,000 for costs associated with rebranding
- \$150,000 every three years to hold elections for council
- \$105,000 per annum for costs associated with increased membership, such as remuneration, travel, and accommodation
- \$10,000 every three years for training of council membership.

This represents a significant cost to taxpayers that is unnecessary and will not have equivalent value-for-money benefits for the teaching profession. Further, these changes come with a significant opportunity cost as these funds could be better spent in alternative areas of the education sector. One particular submitter, a principal from West Auckland, surmised that the rebranding cost alone is the equivalent of 12,000 more teacher aide hours.

Shift away from skills and competencies

The 2012 review found that there was a need for the body to be more skills-based and capable of self-regulation and self-review. The current structure of the council provides for that by allowing individuals with a broader range of knowledge and experience to be involved in the governance of the education sector.

We believe that the proposed shift to an election-based membership approach will undermine the sustainability of this leadership and revive the same conflicted governing incentives that were present in the previous Teachers Council.

It is of ultimate importance that professional organisations such as the Education Council are seen to be independent from both government and industry advocacy organisations. This reflects the ideal that these organisations, and the education sector itself, are not solely accountable to these groups, but also have the needs of children, young people, and the wider public interest at their heart. The shift this bill represents may result in a body that has an inability to differentiate itself from relevant industry advocacy organisations.

We remain very concerned about the Minister's proposal, separate to this legislation, which enables a policy statement that the council would be required to have regard to. This demonstrates that the Government are potentially being duplicitous in their process around this bill. On one hand they are arguing that this bill enables greater independence and representation, while other policies they have propose to strengthen ministerial power over the profession.

Insufficient evidence to warrant change

The 2010–2013 review process involved extensive consultation and an in-depth analysis involving sector experts. Since implemented, the council has worked incredibly well, adhering to their code of ethics and responsibility, actively engaging in policy development, providing stable governance to the sector, and has encouraged leader-

ship and professional development within the profession. This is in stark contrast to the performance of the former Teachers Council.

As such, we do not believe there is sufficient evidence of the Council not fulfilling their obligations to warrant the changes proposed by this bill. Nor do we believe that they improve the performance of this already well-performing organisation.

Further, we do not agree that the primary issue this bill seeks to resolve, a lack of involvement and representation of teachers on the Education Council, is a critical concern as alleged. Six members of the current nine-member Education Council are current or previously practising teachers, highlighting the fact that teachers do have a significant level of representation and input into high level council decision-making.

Integrated schools representation

While National does not support this bill we acknowledge the submission from the New Zealand Catholic Education Office who proposed to ensure there is greater representation from the integrated schools.

Appendix

Committee process

The Education (Teaching Council of Aotearoa) Amendment Bill was referred to the committee on 1 February 2018. The closing date for submissions was 30 March 2018. We received and considered 43 submissions from interested groups and individuals. We heard oral evidence from six submitters in Auckland and Wellington.

We received advice from the Ministry of Education.

Committee membership

Dr Parmjeet Parmar (Chairperson)

Simeon Brown

Hon Nikki Kaye

Denise Lee

Marja Lubeck

Jo Luxton

Mark Patterson

Jamie Strange

Chlöe Swarbrick

Jan Tinetti

Nicola Willis

Education (Teaching Council of Aotearoa) Amendment
Bill

Key to symbols used in reprinted bill

As reported from a select committee

text inserted by a majority

~~text deleted by a majority~~

Hon Chris Hipkins

Education (Teaching Council of Aotearoa) Amendment Bill

Government Bill

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The Parliament of New Zealand enacts as follows:

1 Title
This Act is the Education (Teaching Council of Aotearoa New Zealand) Amendment Act **2017**.

2 Commencement 5
This Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act
This Act amends the Education Act 1989 (the **principal Act**).

Part 1 10
Amendments to principal Act

4 Section 348 amended (Interpretation)
(1) In section 348, ~~replace the definition of **Education Council** with:~~ repeal the definition of **Education Council**.

~~**Education Council** means the Teaching Council established under Part 32; and every reference in this Act or any other enactment to the **Education Council** or the Education Council of Aotearoa New Zealand must be read as a reference to the Teaching Council~~ 15

(2) In section 348, insert in its appropriate alphabetical order:
Teaching Council means the body continued and renamed the Teaching Council of Aotearoa established New Zealand under ~~Part 32~~ **section 379(1)** 20

4A Section 379 amended (Education Council of Aotearoa New Zealand established)
(1) Replace the heading to section 379 with “**Continuation and renaming of Council**”. 25

(2) Replace section 379(1) with:

(1) The body called the Education Council of Aotearoa New Zealand—
(a) is continued; and

(b) is renamed the Teaching Council of Aotearoa New Zealand.

5 Section 380 replaced (Composition of Education Council)

Replace section 380 with:

380 Composition of Teaching Council

- (1) The Teaching Council comprises 13 members as follows: 5
- (a) 6 members appointed by the Minister in accordance with **clause 1 of ~~schedule~~ Schedule 21**: 5
 - (b) 7 elected members ~~(each of whom must be a registered teacher holding a current practising certificate)~~, being—
 - (i) 1 teacher representing the early childhood education sector, elected by teachers from ~~the~~ that sector; and 10
 - (ii) 1 teacher representing the primary education sector, elected by teachers from that sector; and
 - (iii) 1 teacher representing the secondary education sector, elected by teachers from that sector; and 15
 - (iv) 1 teacher educator, elected by registered teachers working in the fields of initial and ongoing teacher education; and
 - (v) 1 principal representing the primary education sector, elected by principals from that sector; and
 - (vi) 1 principal representing the secondary education sector, elected by principals from that sector; and 20
 - (vii) ~~1 head teacher, senior teacher, or supervisor,~~ early childhood education service leader, representing leadership in the ~~ECE~~ early childhood education sector, elected by leaders from that sector.
- (1A) Each of the elected members must be a registered teacher holding a current practising certificate, except the teacher educator, who need not hold a current practising certificate but must— 25
- (a) be a registered teacher; and
 - (b) have 5 or more years of experience in the field of initial teacher education or ongoing teacher education, or both; and 30
 - (c) be currently working in one of those fields.
- (2) The Minister must appoint one of the members appointed or elected under this section as chairperson.
- ~~(3) The elected members of the Teaching Council must be elected in accordance with rules made under section 388 by registered teachers who each hold a current practising certificate.~~ 35
- (3) The elected members of the Teaching Council must be nominated and elected in accordance with rules made under section 388.

- (4) However,—
- (a) elections must be held at least 4 months before members take office; and
 - (b) the Teaching Council must provide confirmation of the election results to the Minister at least 3 months before members take office.
- (5) The electors specified in **subsection (1)(b)(i), (ii), (iii), (v), and (vi)** must be— 5
- (a) registered teachers with current practising certificates; or
 - (b) currently authorised persons.
- (7) The electors specified in **subsection (1)(b)(vii)** must be early childhood education service leaders who are registered teachers with current practising certificates. 10
- ~~(4) The first elections for the elected members must be held as soon as practicable after the commencement of this section but, until the date on which the elected members take office following these elections, the Education Council remains in place.~~ 15
- ~~(5) In order to provide for the staggered turnover of members, the Minister may specify, when appointing members to hold office when this section comes into force, which members are to hold office for 3 years (which is the standard term of office specified in **subsection (7)**), and which are to hold office for 18 months.~~ 20
- ~~(6) An elected member becomes a member of the Teaching Council on the date fixed by the Teaching Council as the date on which elected members take office.~~
- ~~(7) The term of office of every elected member is 3 years.~~
- ~~(8) Despite **subsection (7)**, every elected member continues in office until his or her successor comes into office.~~ 25
- 380A Term of office**
- (1) The term of office of every member is 3 years and—
- (a) an appointed member may be reappointed for 2 more terms; and
 - (b) an elected member may be re-elected for 2 more terms.
- 30
- (2) The term of office of all members—
- (a) begins at the same time (when the term of office of their immediate predecessors expires); and
 - (b) ends at the same time (when their term of office expires).
- 380B Removal of members** 35
- (1) The Minister may remove an appointed member of the Teaching Council under clause 3(1) of Schedule 21.

(2) The Minister may remove an elected member of the Teaching Council under **clause 3(1A) of Schedule 21.**

5A Section 388 amended (Education Council to make rules)

Before section 388(1)(a), insert:

(aaa) the conduct of elections for electing members to the Teaching Council, including the election process; and 5

5B Schedule 1 amended

In Schedule 1, after Part 5A, insert the **Part 5B** set out in **Schedule 1** of this Act.

6 Schedule 21 amended 10

(1) In the Schedule 21 heading, replace “**Education**” with “**Teaching**”.

(2) In Schedule 21, replace clause 1 with the clause 1 set out in ~~the Schedule~~ **Schedule 2** of this Act.

(3) ~~In Schedule 21, clause 3(1), after “Council”, insert “that the Minister has appointed under **section 380(1)(a)**”.~~ 15

(3) In Schedule 21, after clause 2(f), insert:

(g) an elected member of the Teaching Council—
(i) who ceases to be registered as a teacher; or
(ii) who ceases to hold a current practising certificate; or
(iii) whose registration as a teacher is suspended; or 20
(iv) whose practising certificate is suspended.

(4) In Schedule 21, after clause 2, insert:

(2) **Subclause (1)(g)(ii) and (iv)** do not apply to teacher educators.

(5) In Schedule 21, after clause 3(1), insert:

(1A) The Minister may, after consulting the Teaching Council, remove an elected member of the Teaching Council for just cause. 25

(6) In Schedule 21, clause 3(2), after “revocation”, insert “or removal”.

(7) In Schedule 21, clause 4(1), after “is appointed”, insert “or elected”.

(8) In Schedule 21, after clause 4, insert:

4A Extraordinary vacancies 30

(1) An extraordinary vacancy occurs when a member dies or ceases to hold office.

(2) If an extraordinary vacancy occurs within 6 months of the expiry of the vacating member’s term,—

(a) the Minister, in the case of an appointed member, may—
(i) appoint a replacement; or 35

- (ii) leave the vacancy open:
- (b) the Teaching Council, in the case of an elected member, may—
- (i) appoint a replacement; or
- (ii) leave the vacancy open.
- (3) If an extraordinary vacancy occurs more than 6 months before the expiry of the vacating member's term,— 5
- (a) the Minister, in the case of an appointed member, must appoint a replacement:
- (b) the Teaching Council, in the case of an elected member, must— 10
- (i) appoint a replacement; or
- (ii) hold an election for a replacement.
- (4) A person appointed or elected to fill an extraordinary vacancy holds office only for the remainder of the vacating member's term.
- 7** **Consequential amendments to principal Act** 15
- Amend the principal Act as set out in **Schedule 3**.

Part 2

Consequential amendments to other enactments

- 8** **Education Council Rules 2016 renamed** 20
- From the commencement of this section,—
- (a) the Education Council Rules 2016 are called the Teaching Council Rules 2016; and
- (b) every reference in any enactment and in any document to the Education Council Rules 2016 must, unless the context otherwise requires, be read as a reference to the Teaching Council Rules 2016.
- 9** **Consequential amendments to other enactments** 25
- (1) Amend the enactments specified in **Schedule 4** as set out in that schedule.
- (2) Unless the context otherwise requires, every reference in this Act or any other enactment to—
- (a) the Education Council must be read as a reference to the Teaching Council: 30
- (b) the Education Council of Aotearoa New Zealand must be read as a reference to the Teaching Council of Aotearoa New Zealand.

Schedule 1
New Part 5B inserted in Schedule 1

s 5B

<u>Part 5B</u>		
<u>Provisions relating to changes from Education Council to Teaching Council</u>		5
<u>11H</u>	<u>Commencement of Teaching Council</u>	
(1)	<u>The Education Council continues, and its members continue in office, until the members of the Teaching Council first take office.</u>	
(2)	<u>The Education Council must hold the first elections for the elected members of the Teaching Council as soon as reasonably practicable, but no later than 9 months, after the commencement of this clause.</u>	10
(3)	<u>The Education Council must notify the Minister of the successful candidates as soon as reasonably practicable after the election is held.</u>	
(4)	<u>The Minister must appoint the appointed members of the Teaching Council as soon as reasonably practicable after being notified, but no later than 12 months after the commencement of this clause.</u>	15
(5)	<u>The appointed and elected members of the Teaching Council take office at the same time on the earlier of the following dates:</u>	
(a)	<u>a date specified by the Governor-General by Order in Council;</u>	20
(b)	<u>the date that is 12 months after the commencement of this clause.</u>	

Schedule 2
Clause 1 of Schedule 21 replaced

s 6

1 Ministerial appointment as member

- (1) The members of the Teaching Council appointed by the Minister must be persons nominated after notification of the Teaching Council vacancy in the *Gazette* and ~~the~~ consultation by the Minister undertaken in accordance with **subclause (3)**. 5
- (2) A *Gazette* notice ~~made under subclause (1)~~ must specify the appointment process and must list the criteria for appointment specified in **subclauses (3) and (4)**. 10
- ~~(3) At least one of the members appointed by the Minister must be appointed after consultation by the Minister with such representatives of parent and community interest groups in relation to schools and ECE services as the Minister thinks fit.~~ 15
- (3) At least one of the appointed members must be appointed after the Minister consults, as the Minister thinks fit, representatives of parent and community interest groups in relation to schools and early childhood education services.
- (4) ~~In appointing~~ When considering whether to appoint a member of the Teaching Council, the Minister must— 20
- (a) take into account each candidate's ability to carry out the duties of a member of the Teaching Council and represent the public interest; and
- (b) have regard to the collective skills, experience, and knowledge making up the overall composition of the Teaching Council, including (but not limited to) the candidate's knowledge and experience in any of the following areas: 25
- (i) education:
- (ii) governance:
- (iii) leadership experience and skills:
- (iv) financial skills: 30
- (v) understanding of the partnership principles of the Treaty of Waitangi.

Schedule 3
Consequential amendments to principal Act

s 7

Part 1

Replacing “Education Council” with “Teaching Council” 5

In the following provisions, replace “Education Council” with “Teaching Council”:

<u>Section 91A(1), definition of initial teacher education programme</u>	
<u>Section 348, definition of satisfactory recent teaching experience, in each place</u>	
<u>Section 350(4)</u>	
<u>Section 352, in each place</u>	10
<u>Section 353</u>	
<u>Section 354, in each place</u>	
<u>Section 355, in each place</u>	
<u>Section 356, in each place</u>	
<u>Section 357, in each place</u>	15
<u>Section 358, in each place</u>	
<u>Section 359, in each place</u>	
<u>Section 360, in each place</u>	
<u>Section 361, in each place</u>	
<u>Section 362, in each place</u>	20
<u>Section 363, in each place</u>	
<u>Section 364, in each place</u>	
<u>Section 366, in each place</u>	
<u>Section 367, in each place</u>	
<u>Section 368, in each place</u>	25
<u>Section 369, in each place</u>	
<u>Section 370(2)</u>	
<u>Section 371, in each place</u>	
<u>Section 372, in each place</u>	
<u>Section 373, in each place</u>	30
<u>Section 374, in each place</u>	
<u>Part 32 heading</u>	
<u>Section 376</u>	
<u>Section 377, in each place</u>	

**Education (Teaching Council of Aotearoa) Amendment
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Schedule 3

<u>Cross-heading above section 379</u>	
<u>Section 379(2) and (3)</u>	
<u>Section 381, in each place</u>	
<u>Section 382, in each place</u>	
<u>Section 383, in each place</u>	5
<u>Section 384, in each place</u>	
<u>Section 385, in each place</u>	
<u>Section 386</u>	
<u>Section 387, in each place</u>	
<u>Section 388, in each place</u>	10
<u>Section 389, in each place</u>	
<u>Section 390, in each place</u>	
<u>Section 391, in each place</u>	
<u>Section 392, in each place</u>	
<u>Section 393(1)</u>	15
<u>Section 394(1)</u>	
<u>Section 395(1)</u>	
<u>Section 396, in each place</u>	
<u>Section 397, in each place</u>	
<u>Section 398(3)</u>	20
<u>Section 399, in each place</u>	
<u>Section 400, in each place</u>	
<u>Section 401(2)(d)(v)</u>	
<u>Section 404, in each place</u>	
<u>Section 405(1)(a)</u>	25
<u>Section 406(3)</u>	
<u>Section 409(2)</u>	
<u>Section 410AA(3)</u>	
<u>Section 410, in each place</u>	
<u>Section 411, in each place</u>	30
<u>Section 412, in each place</u>	
<u>Section 413, in each place</u>	
<u>Schedule 21, clauses 3 to 10, in each place.</u>	

Part 2
Replacing “Education Council’s” with “Teaching Council’s”

In the following provisions, replace “Education Council’s” with “Teaching Council’s”:

Section 348, definition of **satisfactory recent teaching experience**, paragraph (b) 5

Section 356(3)

Section 378(1), definition of **serious misconduct**, paragraph (b)

Section 384(1)

Schedule 21, clauses 3(6), 6(2), 8(3), 8(5)(a), 10(5)(a).

Schedule 4
Consequential amendments to other enactments

s 9

Part 1
Amendments to other Acts

5

Ombudsmen Act 1975 (1975 No 9)

In Schedule 1, Part 2,—

(a) repeal the item relating to Education Council of Aotearoa New Zealand; and

(b) insert, in its appropriate alphabetical order:

Teaching Council of Aotearoa New Zealand 10

Privacy Act 1993 (1993 No 28)

In section 97, definition of **specified agency**, paragraph (l), replace “Education Council of Aotearoa New Zealand established” with “Teaching Council of Aotearoa New Zealand continued”.

State Sector Act 1988 (1988 No 20)

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In section 77C(2)(a), replace “Education Council of Aotearoa New Zealand” with “Teaching Council of Aotearoa New Zealand”.

Part 2

Amendments to legislative instruments

Education Council Rules 2016 (LI 2016/122)

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In rule 1, replace “Education Council Rules” with “Teaching Council Rules”.

In rule 3(1), repeal the definition of **Education Council**.

Rule 3(1), insert in its appropriate alphabetical order:

Teaching Council means the body continued and renamed the Teaching Council of Aotearoa New Zealand under **section 379(1)** of the Act 25

In the following provisions, replace “Education Council” with “Teaching Council”:

Rule 3(1), in each place

Rule 4(1)(b)

Part 2 heading

Rule 7, in each place

30

Rule 9(1)

Rule 10, in each place

Education Council Rules 2016 (LI 2016/122)—continued

Rule 11, in each place

Rule 12, in each place

Rule 35(2)(d)

Rule 37(1)(e)

Rule 38

5

Rule 48A(1)(f)

Rule 49(2)

Rule 50, in each place

Rule 53(2)

Rule 54, in each place

10

Rule 55(2)

Rule 57(2)

Rule 59, in each place

Rule 60(2)

Rule 60A(2)

15

Rule 60B, in each place

Rule 61, in each place

Rule 62, in each place

Rule 63(1)

Rule 64, in each place

20

Rule 65, in each place

Rule 66, in each place.

Education (Early Childhood Services) Regulations 2008 (SR 2008/204)

In rule 3, definition of **recognised qualification**, paragraph (a), replace “Education Council of Aotearoa New Zealand” with “Teaching Council of Aotearoa New Zealand”.

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Education (Registration of Early Childhood Services Teachers) Regulations 2004 (SR 2004/236)

In rule 9(1)(c), replace “Education Council of Aotearoa New Zealand” with “Teaching Council of Aotearoa New Zealand”.

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**Education (Teaching Council of Aotearoa) Amendment
Bill**

Legislative history

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Committee

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