

Mr. Mason.

EDUCATION AMENDMENT.

<p>Title. 1. Short Title. 2. Teacher may appeal against non-appointment.</p>	<p>ANALYSIS.</p>	<p>3. Provisions relating to appeals. 4. Result of appeal.</p>
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A BILL INTITULED

AN ACT to amend the Education Act, 1914.

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the Education Amendment Act, 1930, and shall be read together with and deemed part of the Education Act, 1914.

Short Title.

2. (1) Where any permanent appointment of a teacher to a school or training college is made any teacher who is dissatisfied with such appointment may within the prescribed time and in the prescribed manner appeal to the Teachers' Court of Appeal referred to in sections one hundred and forty-seven and one hundred and forty-eight of the principal Act.

Teacher may appeal against non-appointment.

(2) For the purposes of any such appeal,—

(a) A reference to the district in which is situate the school or training college to which the appointment is being made shall be substituted for the reference in section one hundred and forty-eight of the principal Act to the district wherein the appellant teacher was employed at the time of dismissal or suspension or transfer; and

(b) A reference to the Board making the appointment shall be substituted for the reference in the same section to the Board which dismissed or suspended or transferred the teacher.

3. (1) Nothing in this Act shall authorize the appropriation or disbursement of any public funds for the purposes of or incidental to holding a sitting of the said Court in respect of appeals thereto authorized by this Act, or authorize any payment to members of the Court in respect of such sittings, or authorize the Board to incur any obligation which may involve a charge upon the public funds.

Provisions relating to appeals.

(2) No award for any of the costs authorized by section one hundred and fifty-four of the principal Act shall be made against the respondent Board, but this subsection shall not preclude the respondent Board from recovering from the appellant such costs as may be awarded against him to the respondent Board.

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(3) Nothing in section one hundred and fifty-three of the principal Act shall apply to appeals authorized by this Act.

(4) Except as otherwise herein provided, all provisions of the principal Act relating to the said Court in respect of appeals thereto under that Act shall, *mutatis mutandis*, apply in respect of appeals 10 under this Act.

Result of appeal.

4. If by the decision of the Court it appears that the appointment of the appellant is more suitable than the appointment made by the Board, the appointment made by the Board may be rescinded by the Court, and the appellant shall be entitled to be appointed to the 15 position.