

House of Representatives

Supplementary Order Paper

Tuesday, 15 December 2009

Education (Polytechnics) Amendment Bill

Proposed amendments

Hon Anne Tolley, in Committee, to move the following amendments:

Clause 16

New section 222AD: To add the following subsection (after line 2 on page 15):

- “(4) **Subsection (3)** does not apply to a member who was before 1 May 2011 appointed under **section 222AA(1)(b)**.

New section 222AN: To omit “**(1)(a)(ii)**” (at line 25 on page 22) and substitute “**(1)(b)(ii)**”.

Clause 19

To insert the following subclauses after *subclause (2)* (after line 27 on page 26):

- (2A) Every member of a reconstituted polytechnic council who is before 1 May 2011 appointed under **section 222AA(1)(b)** of the principal Act must be appointed for a term ending no later than the close of 30 April 2011.
- (2B) A reconstituted polytechnic council must ensure that every vacancy of either of the following kinds is filled no later than 11 June 2011:
- (a) a vacancy that arises at the close of 30 April 2011 because a member appointed under **section 222AA(1)(b)** of the principal Act goes out of office at that time:
 - (b) a vacancy that—
 - (i) arises at a time before the close of 30 April 2011 because a member appointed under **section 222AA(1)(b)** of the principal Act goes out of office at that time; and
 - (ii) has not been filled before the close of 30 April 2011.

- (2C) **Subsection (2A)** overrides **section 222AD(1A)** of the principal Act.
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Explanatory note

This Supplementary Order Paper contains 3 proposed amendments.

The first amends new *section 222AD* of the principal Act (as proposed to be inserted by *clause 16*) so that *subsection (3)*, which provides that a member of a polytechnic council continues in office after his or her term would otherwise end if a successor has not yet been appointed, does not apply to members of a reconstituted polytechnic council appointed by the council before 1 May 2011.

The second corrects an erroneous cross-reference in new *section 222AN(2)* of the principal Act (as proposed to be inserted by *clause 16*).

The third amends *clause 19* so that—

- members of a reconstituted polytechnic council appointed by it before 1 May 2011 must be appointed for a term ending no later than the close of the day before; and
 - every reconstituted polytechnic council must ensure that vacancies as at 1 May 2011 for members appointed by it are filled within 6 weeks.
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