

Department of Education and Training

Legislative Delegations

Delegation of Minister's Powers

under

Education (General Provisions) Regulation 2006

(Version 3 – March 2015)

NOTE: The Executive Director, Legal and Administrative Law Branch must be consulted regarding all proposed amendments to these delegations.

INSTRUMENT OF DELEGATION

Education (General Provisions) Regulation 2006

I, the Honourable Kate Jones MP, Minister for Education and Minister for Tourism, Major Events, Small Business and the Commonwealth Games, pursuant to section 431(1) of the *Education (General Provisions) Act 2006*, DELEGATE to the person who is from time to time the holder of the position specified in Column 4 of Schedule 1, those powers, functions, authorities and duties, conferred or imposed on me under the provisions of the *Education (General Provisions) Regulation 2006*, which are specified in Column 1 of Schedule 1, subject to the limitations (if any) specified in Column 3 of Schedule 1.

The brief descriptions provided in Column 2 of Schedule 1 are for information only, and do not limit in any way the generality of the powers, functions, authorities and duties specified in Column 1 of Schedule 1.

This Instrument of Delegation is comprised of this page and Schedule 1, comprising 2 pages. No other material forms part of the Instrument. Appendix 1 – Minister's Powers Not Delegated, is provided as a guide to the powers of the Minister which can only be exercised personally by the Minister.

This Instrument of Delegation revokes any Instrument of Delegation previously issued with respect to powers, functions, authorities and duties of the Minister under the *Education (General Provisions) Regulation 2006*.



KATE JONES MP
MINISTER FOR EDUCATION AND MINISTER FOR TOURISM, MAJOR EVENTS,
SMALL BUSINESS AND THE COMMONWEALTH GAMES

DATED AT BRISBANE THIS 5 day of May, 2015.

**SCHEDULE 1 – Table of Delegated Powers of Minister
*Education (General Provisions) Regulation 2006***

Schedule 1 – Table of Minister's Delegated Powers – <i>Education (General Provisions) Regulation 2006</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
s.65(2)	<p>Holidays</p> <p>(1) A student of a State school is not required to attend the school on the following days—</p> <p>(a) a public holiday;</p> <p>(b) an appointed student holiday for the school.</p> <p>(2) In this section— <i>appointed student holiday</i>, for a State school, means –</p> <p>(a) a day designated by the Minister as being a holiday for students of the school; or</p> <p>(b) a day designated by the Minister as being a holiday for students of all State schools; or</p> <p>(c) a day designated by the Minister as being a holiday for students of all State schools whose premises are located within a particular region of Queensland within which the school's premises are located.</p>		<ul style="list-style-type: none"> • Director-General

**APPENDIX 1 – Minister's Powers Not Delegated –
*Education (General Provisions) Regulation 2006***

Reference	Nature of Power
s.47	Dissolution of an association
s.50	Minister to review decision to close amenity
s.52	Minister to give a school council a show cause notice
s.53	Minister must consider representations
s.54	Ending the show cause process without further action
s.55	Dissolution of school council
s.58	Minister to review decision to dissolve school council
s.63	Courses for overseas students
s.64	Student vacations
s.75	Permission to use a State educational institution
s.85	Closure of amenity conducted by an association
s.86	Show cause notice for dissolution of school council