

Department of Education

Legislative Delegations

Delegation of Minister's Powers

under

Education (General Provisions)
Regulation 2017

(Version 1 – March 2019)

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

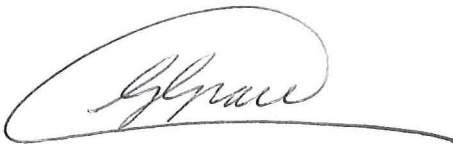
INSTRUMENT OF DELEGATION

Education (General Provisions) Regulation 2017

I, the Honourable Grace Grace MP, Minister for Education and Minister for Industrial Relations, 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 2017*, which are specified in Column 1 of Schedule 1, subject to the limitations (if any) specified in Column 3 of Schedule 1.

This Instrument of Delegation is comprised of this page, and Schedule 1 comprising 1 page. 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*.



**GRACE GRACE MP
MINISTER FOR EDUCATION AND
MINISTER FOR INDUSTRIAL RELATIONS**

DATED AT BRISBANE THIS 11th day of June, 2019.

**SCHEDULE 1 – Table of Delegated Powers of Minister
*Education (General Provisions) Regulation 2017***

Schedule 1 – Table of Minister’s Delegated Powers – <i>Education (General Provisions) Regulation 2017</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
Part 8	Miscellaneous		
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 if the school’s premises are located within the region.</p>		<ul style="list-style-type: none"> • Director-General

**APPENDIX 1 – Minister's Powers Not Delegated –
*Education (General Provisions) Regulation 2017***

Appendix 1 – Minister's Powers Not Delegated – <i>Education (General Provisions) Regulation 2017</i>	
Reference	Nature of Power
Part 6	Parents and citizens associations
s.49	Dissolution—Act, s 122
s.52	Minister to review decision to order closure of amenity or order immediate closure of amenity
Part 7	Dissolution of school council for a State school
Division 2	Dissolution for noncompliance with a public interest direction
s.54	Minister to give school council a show cause notice
s.55	Minister must consider representations
s.56	Ending show cause process without further action
s.57	Dissolution of school council
Division 3	When chief executive may dissolve school council
s.60	Minister to review decision to dissolve
Part 8	Miscellaneous
s.64	Student vacations