

South Australia

Teachers Registration and Standards (Elections for Board) Regulations 2005

under the *Teachers Registration and Standards Act 2004*

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1—Short title

These regulations may be cited as the *Teachers Registration and Standards (Elections for Board) Regulations 2005*.

2—Commencement

These regulations will come into operation on 20 January 2005.

3—Interpretation

In these regulations, unless the contrary intention appears—

Act means the *Teachers Registration and Standards Act 2004*.

4—Nomination of teachers to Teachers Registration Board

- (1) Elections must be held in accordance with this regulation whenever there is a vacancy in the office of a member of the Teachers Registration Board required to be appointed by the Governor on the nomination of the AEU under section 9(1)(c) of the Act or the IEU under section 9(1)(f) of the Act.
- (2) The returning officer of the relevant organisation must publish in a publication that is circulated to members of the relevant organisation a notice specifying—
 - (a) the number of vacancies to be filled; and
 - (b) the requirements to be satisfied in order for candidates to be eligible for nomination in respect of the vacant offices; and

Note—

Section 9(1)(c) of the Act provides that the 5 persons nominated by the AEU must be registered teachers, including at least 4 practising teachers.

Section 9(1)(f) of the Act provides that the 2 persons nominated by the IEU must be registered teachers, including at least 1 practising teacher.

- (c) the date (being not less than 21 days after the date of the notice) and the hour by which nominations for candidates for election in respect of those vacant offices must be received by the returning officer; and
 - (d) such other information as the returning officer thinks fit.
- (3) A nomination of a candidate for election must—
- (a) be in writing; and
 - (b) set out whether the candidate is a registered teacher or a practising registered teacher; and
 - (c) be signed by the candidate; and
 - (d) be signed by 1 other member of the relevant organisation; and
 - (e) be lodged with the returning officer of the relevant organisation not later than the time fixed in the notice for the closure of nominations.
- (4) If the number of candidates duly nominated is the same as or less than the number of vacancies to be filled, the returning officer must, if the candidates satisfy the requirements of section 9(1)(c) or (f) (as the case may be), declare those candidates to be duly elected.
- (5) If the number of candidates duly nominated who satisfy the requirements of section 9(1)(c) or (f) (as the case may be) is greater than the number of vacancies to be filled, an election must be held by the relevant organisation at a meeting of the relevant organisation.
- (6) If an election is held under subregulation (5), the returning officer must declare those candidates who receive the highest number of votes who also satisfy the requirements of section 9(1)(c) or (f) (as the case may be) to be duly elected.
- (7) In this regulation—

AEU means the Australian Education Union (SA Branch);

IEU means the Independent Education Union (SA Branch);

relevant organisation means—

- (a) in relation to a vacancy in the office of a member of the Teachers Registration Board appointed by the Governor under section 9(1)(c) of the Act—the AEU;
- (b) in relation to a vacancy in the office of a member of the Teachers Registration Board appointed by the Governor under section 9(1)(f) of the Act—the IEU;

returning officer, in relation to a relevant organisation, means a person appointed by the relevant organisation to be the returning officer.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes.

Principal regulations

Year	No	Reference	Commencement
2005	5	<i>Gazette 20.1.2005 p263</i>	20.1.2005: r 2