

8 EDW. VII. No. 7, 1908. *Technical Instruction.*

## SCHEDULE.

[See s. 8.]

*The Religious Instruction in State Schools Referendum Act of 1908."*

## BALLOT-PAPER.

Are you in favour of introducing the following system into State Schools, namely :—

The State schoolmaster, in school hours, teaches selected Bible lessons from a reading book provided for the purpose, but is not allowed to give sectarian teaching :

Any minister of religion is entitled, in school hours, to give the children of his own denomination an hour's religious instruction on such day or days as the School Committee can arrange for :

Any parent is entitled to withdraw his child from all religious teaching if he chooses to do so ?

YES.

NO.

*Directions (to be printed in red ink).*

If you desire Religious Instruction in State Schools, vote thus—

YES.

NO.

If you object to Religious Instruction in State Schools, vote thus—

~~YES.~~

NO.

## An Act to Make Better Provision for Technical Instruction, and for other purposes.

8 EDW. VII.  
No. 7.

THE  
TECHNICAL  
INSTRUCTION  
ACT OF 1908.

[ASSENTED TO 15TH APRIL, 1908.]

**W**HEREAS it is desirable to make better provision Preamble.  
for Technical Instruction generally : And whereas there are established within the Metropolitan Area three institutions, having for their object the affording of Technical Instruction, known respectively as the Brisbane Technical College, the South Brisbane Technical College, and the West End Technical College : And whereas the Brisbane Technical College was established under "*The Brisbane Technical College Incorporation Act of 1898*,"\* and its affairs are administered by a body

\* 62 Vic. No. 20, *supra*, page 6776.

corporate constituted under the said Act: And whereas the affairs of the South Brisbane Technical College are administered by a Committee of persons chosen in part by members and subscribers of the South Brisbane School of Arts and in part by the Council of the City of South Brisbane, and the affairs of the West End Technical College are administered by a Committee of persons chosen by the members and subscribers of the West End School of Arts: And whereas each of the abovenamed institutions has received and is in receipt of endowment of moneys out of annual appropriations from the Consolidated Revenue of Queensland: And whereas it is desirable to make provision for the establishment of a uniform system of Technical Instruction, and for that purpose to place each of the said Institutions under the direct control of the Department of Public Instruction, and to make provision for the establishment and regulation of other Technical Colleges in other parts of the State: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

Short title and  
commence-  
ment of Act.

1. This Act may be cited as "*The Technical Instruction Act of 1908*," and shall commence and take effect on and after a day to be proclaimed in that behalf, which day is herein referred to as the commencement of this Act.

Interpreta-  
tion.

2. In this Act, unless the context otherwise indicates, the following terms have the meanings respectively assigned to them, that is to say:—

Corporation.

"Corporation"—The corporation of the Secretary for Public Instruction in Queensland created by section seven of "*The State Education Act of 1875*";\*

Minister.

"Minister"—The Secretary for Public Instruction or other Minister of the Crown for the time being charged with the administration of this Act;

Prescribed.

"Prescribed"—Prescribed by this Act;

This Act.

"This Act"—This Act and all Orders and rules and regulations made under the authority thereof.

\* 39 Vic. No. 11, *supra*, page 635.

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3. Upon the commencement of this Act, "*The Brisbane Technical College Incorporation Act of 1898*"\* shall be repealed, and the body corporate constituted by that Act, and called "The Council of the Brisbane Technical College," shall be dissolved, and shall cease to exercise or perform any of the powers, duties, or authorities which it is authorised or entrusted to exercise or perform under that Act, and shall cease to be subject to any of the liabilities or obligations to which it was theretofore subject.

Repeal of  
62 Vic. No. 20,  
and dissolution of  
Council of  
Brisbane  
Technical  
College.

Upon the commencement of this Act, the Committees of persons respectively administering the affairs of the South Brisbane Technical College and the West End Technical College shall vacate their several offices, and shall cease to exercise or perform any of the powers, duties, or authorities which they were respectively authorised or entrusted to exercise or perform, and shall cease to be subject to any liability or obligation in respect of such Institutions respectively or the affairs thereof.

Cesser from  
office of other  
committees.

All rules and regulations made by the said Council and any of the said Committees in force at its dissolution or their vacation of office respectively, and which would have been valid if made by the Minister under this Act, shall remain in force until the Minister has made rules and regulations with respect to the matters thereby provided for; thereafter all such rules and regulations of the Council or any such Committee shall be repealed.

Until such repeal, the Minister may take, under any such rules or regulations, any proceedings which the Council or any such Committee might have taken if it or they had not been dissolved or vacated office; and in the administration and application of all such rules and regulations the decision of the Minister shall be final and conclusive, and shall not be questioned in any proceedings whatsoever.

4. Upon the commencement of this Act, all the property and assets, real and personal, of any kind whatsoever, of or belonging to the said Council or any of the said Committees, or of or belonging to any person for or on behalf of or in trust for the said Council or any of the said Committees or any of the said Institutions, shall forthwith be divested from the said Council and from all such Committees and persons respectively, and shall be vested in the corporation; and all such property and assets, and

Lands, &c.,  
of dissolved  
Council and  
Committees  
vested in  
Secretary for  
Public  
Instruction.

\* 62 Vic. No. 20, *supra*, page 6776.

all other property which may thereafter be acquired for the purposes of this Act, shall be held, administered, and appropriated by the said corporation for the purposes of this Act; and for such purposes the corporation shall have and may exercise all the necessary powers and authorities.

Upon the commencement of this Act, all the liabilities and obligations of the said Council and of the said Committees and persons respectively in respect of any of the said Institutions or the property, assets, or affairs of any of them shall be imposed upon and be discharged by the corporation out of the College account of the Central Technical College established under this Act :

Provided that nothing herein contained shall be taken to divest from the Local Authority known as the Council of the City of South Brisbane or in any way prejudice the title of the said Local Authority to those lands now vested in the said Local Authority whereon the South Brisbane School of Arts and Technical College and the West End School of Arts and Technical College are respectively established, or any buildings or improvements respectively erected thereon, or to impose upon the corporation any liabilities or obligations in relation to the said lands or buildings or improvements.

Establish-  
ment of  
Central  
Technical  
College, &c.

5. (1.) Subject to this Act, the Governor in Council may establish a Central Technical College at Brisbane, and may, by such designation as he thinks proper, appoint a superintendent thereof, who shall be an expert in technical education. Such person upon appointment shall become an officer of the Public Service under the Department of Public Instruction.

(2.) The Governor in Council may also establish, upon the premises of any Technical College or elsewhere, such additional educational institutions and training colleges as he thinks fit. Every such institution and college shall, for the purposes of this Act, be deemed to be a part of the Central Technical College.

(3.) The Governor in Council may appoint to the permanent staff of the Central Technical College all such lecturers and teachers as he thinks necessary. All such persons upon appointment shall become officers of the Public Service under the Department of Public Instruction.

Save as aforesaid, the Minister shall have the general management and control of the Central Technical College, and may appoint and employ such persons as he thinks

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proper to act as examiners and as additional lecturers and teachers, and to perform such other duties as he deems necessary for the efficient administration and working of the said College. Persons so appointed and employed by the Minister shall not be deemed to be officers of the Public Service.

(4.) The expenses of carrying this section into effect shall be defrayed out of moneys to be from time to time appropriated by Parliament for the purpose.

6. Technical Colleges may be established from time to time in such places as are deemed expedient by the Governor in Council: Provided that—

Establish-  
ment of  
Technical  
Colleges.

- (i.) No College building shall be erected except upon a site duly vested in the corporation;
- (ii.) Before the establishment of a College in a new locality one-fifth part of the estimated cost of the site and of erecting or purchasing the necessary College buildings, and of furnishing and equipping the same, shall be raised by subscription and paid to the corporation, to be applied by it towards such cost, and erection or purchase;
- (iii.) This section shall not apply to the Central Technical College.

7. (1.) There shall be established in respect of each College an account to be called "The College Account," into which shall be paid all moneys received under and for the purposes of this Act and any endowment or grant from time to time appropriated by Parliament for such purposes.

Account.

(2.) The College account in any year shall be applied, in the first place, in payment of the salaries or emoluments of the officers, and of all rents, repairs, and other necessary and incidental expenses; and the surplus, if any, or any part thereof may, with the approval of the Minister, be set apart for future working expenses, or for awarding prizes or endowments for distinguished students, or for any other purposes of the College, or be invested so as to form an addition to the permanent funds of the College.

Disposal of  
revenue.

(3.) If at any time it is desired to erect any buildings for any College upon any land held in trust or to be acquired and held in trust for that purpose, all moneys raised by donation, subscription, or bequest for the acquirement of such land or the erection or enlargement of such buildings shall be placed to the credit of a special fund to be called "The Building Fund."

All moneys belonging to the building fund and not immediately required for the acquirement of land or the erection or enlargement of buildings, and all other permanent funds of the College, may be invested in such manner as the managing body thereof, subject to the approval of the Minister, may direct, and such investments may be varied as they, with the like approval, think fit.

Audit.

8. The College account shall at least once in every year be audited by the Auditor-General, or an officer of his staff, who may exercise in that behalf the powers conferred by "*The Audit Act of 1874*"\* or any Act amending or in substitution for that Act.

Power to  
make rules,  
&c.

9. For the efficient administration of the Central Technical College, the Minister may from time to time make and enforce rules and regulations for all or any of the following purposes, namely:—

- (i.) The management of the affairs of the College, and defining the powers and duties of the officers thereof;
- (ii.) Prescribing the subjects to be taught in the College;
- (iii.) Specifying the conditions and restrictions upon and subject to which students may obtain instruction in the different classes in connection with the College, and fixing the amount of the fees payable for instruction and examination and the manner of the appropriation thereof;
- (iv.) Regulating the attendance of students at the College; the exclusion or expulsion of any person from the College;
- (v.) The establishment of laboratories and technological libraries and museums, and specifying the conditions and restrictions upon and subject to which the same may be used by the students of the College;
- (vi.) The most effectual use of the property, apparatus, and appliances of the College for the purposes of public education and improvement;

\* 38 Vic. No. 12, *supra*, page 18.

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- (vii.) Holding examinations and granting certificates and diplomas in connection with the College;
- (viii.) Fixing penalties for any breach of any rule or regulation, not exceeding five pounds for any one offence;
- (ix.) For such other purposes as the Governor in Council, by Order in Council, may allow;
- (x.) Generally concerning the management, good government, and discipline of the College, and for carrying into effect the objects of this Act.

All such rules and regulations, upon being published in the *Gazette*, shall have the same effect as if they were enacted in this Act, and shall be judicially noticed in all courts of justice, and shall not be questioned in any proceedings whatsoever.

All such rules and regulations shall be laid before both Houses of Parliament within forty days after the making thereof if Parliament is then in session, or if not then within forty days after the commencement of the next session thereof.

10. From and after the commencement of this Act, no aid or endowment shall be given or granted from the moneys of this State to any college or institution established for the purposes of technical instruction within a radius of five miles from any other Technical College already established: Provided that the Minister may, if he sees fit, authorise any Technical College to establish branch classes to be worked in conjunction with such Technical College, and for the purposes of this Act they shall be deemed to be a part thereof.

No endowment to certain colleges.

11. From and after the commencement of this Act, no aid or endowment shall be given or granted from the moneys of this State to any college or institution established for the purpose of technical instruction, unless all the following matters have been submitted to and approved by the Minister, namely:—

Conditions on which endowment payable.

- (a) The rules and regulations of the College: Provided that any such rules and regulations may provide a penalty not exceeding five pounds for any breach thereof;

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*Elections Acts Amendment Act.* 8 EDW. VII. No. 5,

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- (b) The method of the appointment or election of the managing body thereof;
- (c) The appointment of all lecturers and teachers;
- (d) The syllabus of instruction;
- (e) The methods of examination and of the granting of certificates and diplomas;

nor unless the College and its records are at all times open to inspection by the Minister or any officer authorised by him.

Annual  
report.

12. The Minister shall in each year cause to be laid before Parliament a report with respect to the administration of this Act during the last preceding year.

Recovery and  
appropriation  
of penalties.

13. All penalties for offences against this Act may be recovered in a summary way, by complaint in the name of the Minister, before any two justices of the peace, and when so recovered shall be paid into the College account of the College concerned.

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## ELECTIONS.

8 EDW. VII.  
No. 5.  
THE  
ELECTIONS  
ACTS  
AMENDMENT  
ACT OF 1908.

### An Act to Amend "The Elections Acts, 1885 to 1905," in certain particulars.

[ASSENTED TO 15TH APRIL, 1908.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

Short title  
and  
construction  
of Act.

1. This Act shall be read as one with "*The Elections Acts, 1885 to 1905*,"\* herein called "the Consolidated Acts," and may be cited together with those Acts as "*The Elections Acts, 1885 to 1908*," or separately as "*The Elections Acts Amendment Act of 1908*."

Discontinu-  
ance of certain  
advertisements.

2. (1.) Section twenty-nine of the Consolidated Acts is repealed.

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49 Vic. No. 13; 50 Vic. No. 3; 56 Vic. No. 7; 61 Vic. No. 26; and 62 Vic. No. 14 reprinted, *supra*, page 7493, and 5 Edw. VII. No. 1, *supra*, page 8700.