

## PRE-SCHOOL EDUCATION.

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No. 34 of 1975.

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AN ACT to amend the Pre-School Education Act,  
1973-1974.

[Assented to 16th May, 1975.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Pre-School Education Act Amendment Act, 1975*.

Short title  
and citation.

(2) In this Act the Pre-School Education Act, 1973-1974, is referred to as the principal Act.

Act No. 18  
of 1973 as  
amended by  
Act No. 62  
of 1974

(3) The principal Act as amended by this Act may be cited as the Pre-School (Education and Child Care) Act, 1973-1975.

Commence-  
ment.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment  
to long title.

3. The long title to the principal Act is amended—

- (a) by deleting the word “Education”, in line one; and
- (b) by deleting the word “education” where it appears in line seven and again in line nine.

Section 3  
amended.

4. Section 3 of the principal Act is amended—

- (a) by deleting the interpretation of the term “Council”;
- (b) by deleting the interpretation of the term “Minister”;
- (c) as to the interpretation of the term “pre-school education centre”, by deleting the word “education” where it appears in line one;
- (d) as to the interpretation of the term “representative member”, by deleting the word “elected”, in line two of that interpretation, and substituting the words “selected and nominated”; and
- (e) as to the interpretation of the term “the Board”, by deleting the word “Education”, in line two of that interpretation.

Section 4  
amended.

5. Section 4 of the principal Act is amended—

- (a) by inserting after the section designation “4.” the subsection designation “(1)”; and
- (b) by adding a new subsection as follows—

(2) On the coming into operation of the Pre-School Education Act Amendment Act, 1975, the body known as the Western Australian Pre-School Education Board shall be reconstituted

as the Western Australian Pre-School Board but shall in all other respects be deemed to have had a continuing identity and no right or obligation theretofore subsisting shall be in any way affected. .

6. Section 5 of the principal Act is amended— Section 5 amended.

- (a) by deleting the words “is hereby established”, in line one, and substituting the words “shall be”; and
- (b) by deleting the word “Education” in line three.

7. Section 6 of the principal Act is amended— Section 6 amended.

(a) as to subsection (1)—

- (i) in paragraph (b), by deleting the words “pre-school education”, in line two of that paragraph, and substituting the passage “the education, guidance and care of children over the age of three years but under the normal age of admission to a State primary school”;
- (ii) in paragraph (c), by deleting the word “education” in line three of that paragraph;
- (iii) in paragraph (d), by inserting after the word “education”, in line three of that paragraph, the passage “, guidance and care”;
- (iv) in paragraph (e), by deleting the word “education” in line five of that paragraph;
- (v) in paragraph (f), by deleting the word “education”, in line two of that paragraph, and substituting the word “centres”;

- (vi) in paragraph (g), by deleting the word “educational”, in line two of that paragraph, and substituting the passage “education, guidance and care”;
- (b) as to subsection (3), by deleting the word “education” in line six; and
- (c) by adding two new subsections as follows—

(4) After the coming into operation of the Pre-School Education Act Amendment Act, 1975, the functions of the Board in relation to children over the age of four years shall not be exercisable in relation to any particular circumstance or locality where the Minister has given a direction in writing to the Board to that effect, or otherwise than in accordance with that direction.

(5) Where the Minister has given a direction under subsection (4) of this section, the Board shall co-operate with the Education Department of the Public Service of the State in handing over to the Education Department the control of the administration of any pre-school centre referred to in that direction pending the establishment in the locality of a pre-primary school centre under the Education Act, 1928. .

Section 7  
amended.

8. Section 7 of the principal Act is amended—
- (a) as to subsection (1)—

- (i) by deleting the word “thirteen”, in line two of that subsection, and substituting the word “fourteen”;
- and
- (ii) by deleting the word “six”, in line eight, and substituting the word “seven”;

- (b) by deleting subsection (4) and substituting a new subsection as follows—

(4) The persons who are to be appointed as representatives of the Board shall be selected from amongst persons who are or have been involved in the administration of pre-school centres and shall be nominated by the Minister so that—

- (a) four persons represent the interests of centres approved under section 29;
- (b) two persons represent the interests of centres the conducting of which is authorized by a permit issued under section 34 which are not centres approved under section 29; and
- (c) one person represents the interests of playgroups. ;

- (c) as to subsection (5)—

- (i) by deleting the word “five”, in line three of that subsection, and substituting the word “six”;
- (ii) by deleting subparagraph (ii) of paragraph (a) of that subsection and substituting a new subparagraph as follows—
  - (ii) one shall be the person holding or acting in the office of President of the Pre-School Teachers Union of Western Australia (Union of Workers); ;
- (iii) by deleting the words “the Minister administering the Community Welfare Department and” in lines thirty-four to thirty-six;
- (iv) by deleting the word “and”, in line thirty-seven; and

(v) by adding after subparagraph (v) of paragraph (a) of that subsection a new subparagraph as follows—

(vi) one shall be a person nominated with the approval of the Minister administering the Community Welfare Department to represent the interests of that Department; and .

Section 8  
amended.

9. Section 8 of the principal Act is amended—

(a) as to subsection (1), by deleting the word “nominated” in line three of that subsection; and

(b) by deleting subsection (2).

Section 9  
amended.

10. Section 9 of the principal Act is amended—

(a) as to subsection (1)—

(i) by deleting the passage “paragraph (a) of”, in line two of that subsection;

(ii) by deleting the words “this Act”, in line eight, and substituting the passage “the Pre-School Education Act Amendment Act, 1975,”;

(b) as to subsection (3), by deleting the passage “section 11”, in line three of that subsection, and substituting the passage “subsection (4) of section 7”.

Section 11  
repealed.

11. Section 11 of the principal Act is repealed.

Section 26  
amended.

12. Section 26 of the principal Act is amended by deleting the word “education”, in line seven, and substituting the word “centres”.

Section 29  
amended.

13. Section 29 of the principal Act is amended—

(a) as to subsection (1), by deleting the words “in the field of pre-school education”, in lines two and three of that subsection, and

substituting the passage “relating to the education, guidance and care of children over the age of three years but under the normal age of admission to a State primary school”; and

(b) as to subsection (8)—

(i) by deleting the word “education”, where it appears in line three, line four and line six of that subsection; and

(ii) by deleting the words “in the field of pre-school education”, in lines eight and nine, and substituting the passage “relating to the education, guidance and care of pre-school children”.

14. Section 30 of the principal Act is repealed. Section 30 repealed.

15. The principal Act is amended by inserting before section 31 a new section, to stand as section 30A, as follows— Section 30A added.

30A. (1) For the purpose of discussing the administration of this Act and other matters relating to the education, guidance and care of children over the age of three years but under the normal age of admission to a State primary school, the Board shall, at least once in each calendar year, convene meetings of persons who have an interest in those matters. Consultation.

(2) Separate meetings shall be held in each year of the persons who have an interest in matters relating to—

(a) bodies approved under section 29;

(b) centres the conducting of which is authorized by a permit issued under section 34; and

(c) playgroups.

(3) For the purpose of assisting the Board to attain an adequate representation of the interests affected the Board may, as the occasion requires, by notice in writing to the bodies concerned with the business of any proposed meeting, invite those bodies to recommend the names of persons whom the bodies consider likely adequately to represent their interests, and the persons entitled to attend any such meeting shall be determined by the Board having regard to the recommendations received. .

Section 31  
amended.

16. Section 31 of the principal Act is amended—

- (a) as to subsection (2), by deleting the word “Education”, in line five of that subsection; and
- (b) as to subsection (8), by deleting the word “Education”, in line three of that subsection.

Section 34  
amended.

17. Section 34 of the principal Act is amended—

- (a) as to subsection (1), by deleting the word “education” in line two of that subsection;
  - (b) as to subsection (2)—
    - (i) by deleting the word “education” in line four of that subsection; and
    - (ii) by deleting the words “with or without hard labour” in line nine of that subsection;
  - (c) as to subsection (4), by deleting the word “education” in line four of that subsection; and
  - (d) as to subsection (5), by deleting the word “education” in line one of that subsection.
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