



New South Wales

Save Gosford Public School Bill 2012

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to prevent the relocation of Gosford Public School to the grounds of Henry Kendall High School and to ensure that parents, staff and the community are consulted before any alternative site is chosen for Gosford Public School.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Clause 3 defines *Minister* as the Minister administering the *Education Act 1990*.

Clause 4 prohibits the relocation of Gosford Public School to the grounds of Henry Kendall High School.

Clause 5 requires Gosford Public School to continue at its current site unless a decision is made to relocate it in accordance with the proposed Act.

Clause 6 provides for parents, teachers and the general community to be notified and consulted before a decision is made on an alternative site for Gosford Public School.

Clause 7 requires the Minister to conduct a public meeting before making a decision on an alternative site.

Clause 8 provides that the Minister must not make a decision on an alternative site unless the Minister has attended that meeting and had regard to the comments made at it and has had regard to any submissions made in response to the notices to parents, teachers and the general community. The Minister is also required to have regard to the needs of current and future students of the school and the needs of teachers of the school.



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No , 2012

A Bill for

An Act to prevent the relocation of Gosford Public School to the grounds of Henry Kendall High School and to ensure that parents, staff and the community are consulted before any alternative site is chosen for Gosford Public School; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Save Gosford Public School Act 2012</i> .	3
2 Commencement	4
This Act commences on the date of assent to this Act.	5
3 Definition	6
In this Act:	7
Minister means the Minister administering the <i>Education Act 1990</i> .	8
4 Prohibition on relocation of Gosford Public School to grounds of Henry Kendall High School	9
The Minister must ensure that no action is taken to relocate Gosford Public School from Mann Street, Gosford, to:	10
(a) the grounds of Henry Kendall High School, or	11
(b) any land adjacent to Henry Kendall High School.	12
5 Continuing operation of school at Mann Street, Gosford site	13
The Minister must ensure that Gosford Public School is not relocated from the site on Mann Street, Gosford, unless a decision is made in accordance with this Act to relocate the school.	14
6 Notice that must be given before relocation decision is made	15
(1) The Minister must not make a decision on an alternative site for Gosford Public School unless the Minister has consulted with interested persons in accordance with this section.	16
(2) The Minister must cause written notice to be given of any proposed decision on an alternative site for Gosford Public School to each of the following:	17
(a) the principal of Gosford Public School,	18
(b) at least one of the parents or guardians of each child attending Gosford Public School,	19
(c) each teacher or other person employed at Gosford Public School,	20
(d) the NSW Teachers Federation,	21
(e) the Federation of Parents and Citizens Associations of NSW.	22

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| (3) | The Minister must also cause a notice to be published of any proposed decision on an alternative site for Gosford Public School: | 1 |
| | (a) in at least one newspaper circulating throughout the State, and | 2 |
| | (b) in at least one newspaper circulating generally in Gosford. | 3 |
| (4) | A notice under this section must: | 4 |
| | (a) give the Minister's reasons for proposing the alternative site, and | 5 |
| | (b) specify where plans or information concerning the alternative site may be inspected, and | 6 |
| | (c) invite submissions on the proposed decision to relocate to the particular alternative site and specify the deadline before which submissions may be made (which must be at least 60 days after the date on which the notice is given), and | 7 |
| | (d) invite any interested person to attend a meeting convened for the purpose of discussing the proposed decision and specify the time and place of the meeting. | 8 |
| (5) | The Minister must cause the plans or information referred to in the notices required by this section to be placed on public exhibition. The exhibition period must begin on the date that the first notice is sent under this section and must not end before the deadline for the making of submissions. | 9 |
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| 7 | Meetings with interested persons before relocation decision is made | 21 |
| | The Minister must not make a decision on an alternative site for Gosford Public School unless the Minister has convened and attended at least one public meeting with any interested persons for the purpose of discussing the proposed decision. | 22 |
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| 8 | Factors to be considered by Minister before relocation decision is made | 26 |
| (1) | The Minister must not make a decision on an alternative site for Gosford Public School unless the Minister has had regard to: | 27 |
| | (a) any submissions made by any person before the end of the period for submissions referred to in section 6, and | 28 |
| | (b) the comments made at any meeting referred to in section 7. | 29 |
| (2) | Before making such a decision, the Minister must also have regard to: | 30 |
| | (a) the needs of current students of the school, and | 31 |
| | (b) the needs of future students of the school, and | 32 |
| | (c) the needs of teachers employed at the school. | 33 |
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- (3) This section does not limit the other matters to which the Minister may have regard in making a decision regarding an alternative site for Gosford Public School.

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