

LEGISLATIVE COUNCIL

EDUCATION AND TRAINING REFORM AMENDMENT (PROTECTION OF
SCHOOL COMMUNITIES) BILL 2021(Amendments to be proposed in Committee by Dr RATNAM)

1. Clause 6, page 13, after line 26 insert—
 "(3) If the Secretary refers a matter to mediation under section 2.1A.12A, any time from that referral to the conclusion of the mediation is not counted towards the period referred to in subsection (1)(a) or (b).".
2. Clause 6, page 15, after line 26 insert—
"2.1A.12A Request for mediation
 (1) A person to whom an immediate school community safety order applies may request the Secretary to refer the matter to mediation.
 (2) The Secretary may refer a matter to mediation by a mediator within the meaning of section 21K of the **Evidence (Miscellaneous Provisions) Act 1958**—
 (a) on the Secretary's own motion; or
 (b) on receiving a request under subsection (1).".
3. Clause 6, page 21, after line 34 insert—
 "(1A) Before making an ongoing school community safety order on the ground set out in section 2.1A.17(1)(e), an authorised person (other than the Secretary) must obtain the approval of the Secretary.".
4. Clause 6, page 22, after line 26 insert—
"2.1A.21A Request for mediation before making of ongoing school community safety order
 (1) Before an ongoing school community safety order is made, a person to whom the order is proposed to apply may request the Secretary to refer the matter to mediation if the matter has not already been referred to mediation under section 2.1A.12A.
 (2) Before making an ongoing school community safety order, the Secretary may refer a matter to mediation by a mediator within the meaning of section 21K of the **Evidence (Miscellaneous Provisions) Act 1958**—
 (a) on the Secretary's own motion; or
 (b) on receiving a request under subsection (1).".

5. Clause 6, page 27, after line 33 insert—
 "(2A) An authorised person must refer an ongoing school community safety order for internal review after half of the duration period specified in the order has elapsed."
6. Clause 6, page 28, line 2, after "application" insert "or referral".
7. Clause 6, page 29, line 3, after "applies" insert "or the authorised person".
8. Clause 6, page 29, line 11, after "application" insert "or referral".
9. Clause 6, page 29, line 15, omit "to whom the order applies".
10. Clause 6, page 35, line 9, omit 'operation.'".' and insert 'operation.'
11. Clause 6, page 35, after line 9 insert—

'Division 8—Reporting

2.1A.45 Reports on orders made

- (1) An authorised person (other than the Secretary) must notify the Secretary as soon as possible after making an immediate school community safety order or an ongoing school community safety order.
- (2) An authorised person (other than the Secretary) must provide a report to the Secretary within 28 days after the end of each financial year setting out—
 - (a) the number of immediate school community safety orders made by the authorised person in that financial year; and
 - (b) the number of ongoing school community safety orders made by the authorised person in that financial year.
- (3) The Secretary must provide a report to the Minister that sets out the following information for each financial year—
 - (a) the information received by the Secretary under subsection (2);
 - (b) the number of immediate school community safety orders and ongoing school community safety orders made by the Secretary in that financial year.
- (4) The Minister must cause a report under subsection (3) to be laid before each House of the Parliament within 7 sitting days after receiving the report."