



# Employment, Education and Training Amendment Act 1991

No. 47 of 1991

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## An Act to amend the *Employment, Education and Training Act 1988*

[Assented to 24 April 1991]

[Date of commencement 22 May 1991]

The Parliament of Australia enacts:

### Short title etc.

1. (1) This Act may be cited as the *Employment, Education and Training Amendment Act 1991*.

(2) In this Act, “Principal Act” means the *Employment, Education and Training Act 1988*<sup>1</sup>.

### Functions of the Higher Education Council

2. Section 25 of the Principal Act is amended by omitting from paragraph (1)(c) “regular reports, in February and August” and substituting “a report, in March”.

**Acting appointments**

3. Section 33 of the Principal Act is amended by omitting subsections (1) and (2) and substituting the following subsections:

“(1) Subject to subsection (2), the Minister may appoint a person to act as a member of a Council:

- (a) during a vacancy in the office of that member, whether or not an appointment has previously been made to that office; or
- (b) during any period, or during all periods, when that member is absent from duty or from Australia or is, for any other reason (including the reason that the member is acting as the Chairperson), unable to perform the duties of the office of member;

but a person appointed to act during a vacancy is not to continue in that office for more than 12 months.

“(2) A member of the Board, or a person appointed under subsection 21 (3), may only be appointed to act as a member of a Council where:

- (a) a vacancy in the membership of the Council results in there being less than 2 members of the Board on the Council; or
- (b) the member of the Council who is absent or unable to perform the duties of the office is a member of the Board.”

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**NOTE**

1. No. 80, 1988, as amended. For previous amendments, see Nos. 1, 2, 13, 170 and 179, 1989.

*[Minister's second reading speech made in—  
House of Representatives on 20 February 1991  
Senate on 11 March 1991]*