



Automatic Mutual Recognition (Victoria) (Significant Risk Exemption—Teacher and Early Childhood Teacher Registration) Declaration 2022

I, James Merlino, Minister for Education (Victoria), make the following declaration.

Dated 22 June 2022

The Hon. James Merlino
Minister for Education (Victoria)

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1 Name

This instrument is the Automatic Mutual Recognition (Victoria) (Significant Risk Exemption—Teacher and Early Childhood Teacher Registration) Declaration 2022.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	1 July 2022	1 July 2022

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under section 42S of the *Mutual Recognition Act 1992* of the Commonwealth.

4 Simplified outline of this instrument

The purpose of this instrument is to exempt registrations for the teacher and early childhood teacher occupations from the automatic deemed registration provisions of the *Mutual Recognition Act 1992* of the Commonwealth until 1 July 2025 because of the significant risk to the health or safety of children attending schools and early childhood services as members of the public.

This instrument has effect only in relation to Victoria.

5 Definitions

In this instrument, *Act* means the *Mutual Recognition Act 1992* of the Commonwealth.

6 Significant risk exemption

- (1) For the purposes of paragraph 42S(1)(a) of the Act, registrations under Part 2.6 of the *Education and Training Reform Act 2006* of Victoria, including the following registrations, are excluded from the operation of automatic deemed registration in Victoria until 1 July 2025 for the reasons set out in subclause (2):
 - (a) registration as a teacher under Division 3 of that Part;
 - (b) registration as an early childhood teacher under Division 3A of that Part.
- (2) For the purposes of subsection 42S(2) of the Act, there are currently insufficient information sharing powers between state and territory teacher regulatory authorities to address potential risks to the health and safety of children in Victorian schools and early childhood services if automatic deemed registration were to become operational in Victoria for teachers and early childhood teachers. This presents a significant risk to the health and safety of children who attend those services as members of the public.