

**THE STATE EDUCATION ACT OF 1875;  
TOGETHER WITH THE REGULATIONS  
OF THE DEPARTMENT, AND LIST OF  
BOOKS AUTHORISED, SANCTIONED,  
OR RECOMMENDED**

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649277148

The State Education Act of 1875; Together with the Regulations of the Department, and List of books authorised, sanctioned, or recommended by Department Of Public Instruction

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**DEPARTMENT OF PUBLIC INSTRUCTION**

**THE STATE EDUCATION ACT OF 1875;  
TOGETHER WITH THE REGULATIONS  
OF THE DEPARTMENT, AND LIST OF  
BOOKS AUTHORISED, SANCTIONED,  
OR RECOMMENDED**



QUEENSLAND.

DEPARTMENT OF PUBLIC INSTRUCTION.

THE

STATE EDUCATION ACT OF 1875;

TOGETHER WITH THE

REGULATIONS OF THE DEPARTMENT,

AND

LIST OF BOOKS AUTHORISED, SANCTIONED, OR RECOMMENDED.

Quod Dicitur Dicitur.

BRISBANE:

BY AUTHORITY: JAMES C. BEAL, GOVERNMENT PRINTER, WILLIAM STREET.

1880.

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NOTES.—1. The General Examinations to be held in December, 1880, will be conducted, as formerly, without reference to the Books now prescribed for the first time.

2. The numbering of the clauses of the Regulations has, for convenience, been left unchanged in this revised edition. The new matter introduced has been inserted without adding to the number of clauses.

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# Queensland.



ANNO TRICESIMO NONO

## VICTORIÆ REGINÆ.

No. 11.

An Act to Amend the Law relating to Education.

[ASSENTED TO 10TH SEPTEMBER, 1875.]

**W**HEREAS it is desirable to amend the laws Preamble. relating to Education and to make provision for the establishment of a uniform system of State Education in the Colony of Queensland and for the efficient administration thereof Be it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled and by the authority of the same as follows—

### PART I.

#### GENERAL PROVISIONS.

1. This Act is divided into four parts that is to Division of Act. say—

Part I.—General Provisions—sections 1 to 16

Part II.—Primary Education—sections 17 to 27

Part III.—Compulsory Education—sections 28 to 31

Part IV.—Repeals Commencement Title &c. —sections 32 to 35.



Interpretation.	2. In this Act the following terms shall unless the contrary appears from the context have the meanings next hereinafter assigned to them that is to say—
"Minister."	"The Minister" shall mean the responsible Minister of the Crown who shall be at the head of the Education Department hereby established
"Corporation."	"The Corporation" shall mean the corporation sole hereinafter established and consisting of the Minister for the time being
"Board."	"The Board" shall mean the Board of General Education established under " <i>The Education Act of 1860</i> "
"State School."	"State School" shall mean and include any school conducted in a building erected upon land vested in the corporation in fee or for any lesser estate and shall include primary schools training schools rural schools night schools and any other schools for which special regulations may be made
"Provisional School."	"Provisional School" shall mean any school to be hereafter established by the Minister in which temporary provision is made for the primary instruction of children and not being a State school
"Parent."	"Parent" shall mean and include parent guardian and any person who is liable to maintain or has the actual custody of any child
"Standard of Education."	"Standard of Education" shall mean a competent knowledge of reading writing and arithmetic to the satisfaction of an inspector of schools
"Teacher."	"Teacher" shall include assistant-teacher pupil-teacher sewing-mistress and every person who forms part of the educational staff of any State school
"Regulations."	"Regulations" shall mean the regulations made and promulgated by the Governor with the advice of the Executive Council <b>under the authority of this Act.</b>

3. It shall be lawful for the Governor to appoint from time to time some one of the responsible Ministers of the Crown to be Secretary for Public Instruction. Secretary of Public Instruction may be appointed.

4. The Governor in Council may from time to time make and promulgate regulations not being contrary to the provisions of this Act for the due and effectual execution of this Act and the objects thereof and respecting any matters or things necessary to give effect to such objects and such regulations may from time to time revoke and alter Governor may make regulations.

All such regulations shall be proclaimed in the *Gazette* and when so proclaimed shall have the force of law and shall be judicially noticed by all courts. Regulations to be proclaimed.

5. In State schools and provisional schools secular instruction only shall be given and no teacher shall give any other than secular instruction in any State school building. Provided that such restriction shall not apply except during school hours to any teacher in any school receiving aid under the twelfth clause of this Act. Secular instruction only to be given in State schools and provisional schools.

But nothing herein contained shall prevent State school buildings from being used for the purpose of giving religious instruction or any other purpose permitted by the regulations at such times (other than those set apart for giving secular instruction therein) and subject to such conditions as may be prescribed by the regulations. School buildings may be used for other purposes.

6. There shall be a department of the public service to be called the Department of Public Instruction which shall be presided over by the Secretary for Public Instruction and shall consist of such and so many officers teachers and servants as may be required for the due execution of the provisions of this Act whose salaries together with the whole expenses of the department shall be defrayed out of such moneys as may be appropriated by Parliament for that purpose. Department of Public Instruction.

7. The Secretary for Public Instruction and his successors in office shall be a corporation sole by the name style and title of "The Secretary for Public Secretary for Public Instruction to be a corporation sole.

Instruction in Queensland" and by that name shall have perpetual succession and a corporate seal and may sue and be sued implead and be impleaded in all courts and may take and hold lands for the purposes of this Act and for providing funds for such purposes

Judicial notice to be taken of signature of Minister and seal of corporation.

The signature of the Secretary for Public Instruction and the seal of the corporation shall respectively be judicially recognised in all courts.

The corporation may acquire lands &c. by donation

8. The corporation may take and accept any lands or other property which may from time to time be conveyed devised bequeathed or given to it either generally or for the benefit of any one or more schools belonging to it or for the promotion of any particular branch or branches of education

and shall administer it according to the wishes of the donors.

All property so acquired by the corporation shall be administered and appropriated in the manner and for the purposes expressed by the donors.

Governor may grant land for the purposes of this Act.

9. It shall be lawful for the Governor from time to time upon an address presented to him by the Legislative Council and Legislative Assembly to grant and convey to the corporation for the purposes of this Act such portions of the waste lands of the Crown as shall be specified in such address.

Property and lands vested in the Board to vest in the corporation.

10. All lands and other property vested in the Board at the commencement of this Act shall from and after the appointment of the first Secretary for Public Instruction vest in the corporation for the purposes of this Act for all the estate of the said Board therein.

Property acquired by corporation to vest in it and be subject to sale.

11. All property which shall be acquired by the corporation for the purposes of this Act shall vest in the corporation and the corporation may sell or otherwise dispose of such property (except as hereinbefore provided in the case of donations) and may do and execute all necessary acts deeds and assurances for that purpose and the proceeds of any such sale or disposition shall be paid into the consolidated revenue.

Non-vested schools now receiving aid to continue to receive it till 31st December 1990.

12. The trustees committee of management teachers or other person now receiving aid from the Board in respect of any primary school the property wherein is not vested in the said Board shall be