

Further Education and Training (Training Ombudsman) and Another Act Amendment Bill 2015

Explanatory Notes

For

Amendments to be moved during consideration in detail by the Honourable Yvette D'Ath MP, Attorney-General, Minister for Justice and Minister for Training and Skills

Short title of the Bill

The short title of the Bill is the Further Education and Training (Training Ombudsman) and Another Act Amendment Bill 2015.

Policy objectives and the reasons for them

The amendments to be moved during consideration in detail give effect to the Government's response to the report of the Education, Tourism and Small Business Committee (the Committee).

In its report on the Further Education and Training (Training Ombudsman) and Another Act Amendment Bill 2015 (the Bill), the Committee recommended that the Bill be passed and made two recommendations for amendment to the Bill.

Recommendation 2: is that “proposed section 112D of the Further Education and Training (Training Ombudsman) and Another Act Amendment Bill 2015 be amended to include a function for the Training Ombudsman of promotion and education about the Training Ombudsman's role”.

Recommendation 3: is that the Bill “be amended to correct a numbering error in proposed section 112D”.

Achievement of policy objectives

Promotion and education of the training ombudsman's role – function

One of the training ombudsman's functions (in clause 112D(1)(i)) is to carry out promotional and educational activities relating to vocational education and training in Queensland.

The Committee noted that this section did not specifically include the promotion of the role of the training ombudsman, and the section could be understood to be only to promote and educate about the vocational education and training sector.

The proposed amendment clarifies that this function of the training ombudsman is to carry out promotional and educational activities relating to the training ombudsman's role, particularly in relation to the provision and quality of vocational education and training in Queensland.

Numbering error

The proposed section 112D has a minor numbering error, and an amendment is proposed to correct this.

Alternative ways of achieving policy objectives

The policy objectives can only be achieved by legislative amendment.

Estimated cost for government implementation

There are no funding implications for government as a consequence of the amendments.

Consistency with fundamental legislative principles

The amendments to be moved during consideration in detail are consistent with fundamental legislative principles.

Consultation

The proposed amendments have been made as a result of the Committee inquiry process, which received four written submissions on the Bill and a departmental hearing.

Consistency with legislation of other jurisdictions

The amendments are specific to the State of Queensland, and are not inconsistent with legislation in the Commonwealth or other State jurisdictions.

Notes on provisions

Amendment 1 amends clause 5 (new section 112D(1)(i)) to clarify that the function of the training ombudsman relates to the promotional and educational activities relating to the role of the training ombudsman, particularly in relation to the provision and quality of vocational education and training in Queensland.

Amendment 2 amends clause 5 to correct a minor numbering error. Currently section 112D has a subsection (1) and a subsection (3) with no subsection (2). The amendment in consideration in detail rennumbers subsection (3) to be subsection (2).