



Australian Capital Territory

# ACT Teacher Quality Institute Regulation 2010

**SL2010-53**

made under the

**ACT Teacher Quality Institute Act 2010**

**Republication No 12**

**Effective: 1 April 2024**

Republication date: 1 April 2024

Last amendment made by [A2023-54](#)  
(republishing for amendments by [SL2023-32](#) and [A2023-54](#)  
and expiry of provision (s 11))

## About this republication

### The republished law

This is a republication of the *ACT Teacher Quality Institute Regulation 2010*, made under the *ACT Teacher Quality Institute Act 2010* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 1 April 2024. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 1 April 2024.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)). For more information, see the home page for this law on the register.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

### Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$160 for an individual and \$810 for a corporation (see *Legislation Act 2001*, s 133).



Australian Capital Territory

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Australian Capital Territory

# ACT Teacher Quality Institute Regulation 2010

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## Part 1 Preliminary

### 1 Name of regulation

This regulation is the *ACT Teacher Quality Institute Regulation 2010*.

### 3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

*Note 1* The dictionary at the end of this regulation defines certain terms used in this regulation.

*Note 2* A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

### 4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

*Note* See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.



## 5 Offences against regulation—application of Criminal Code etc

Other legislation applies in relation to offences against this regulation.

*Note 1 Criminal Code*

The [Criminal Code](#), ch 2 applies to all offences against this regulation (see Code, pt 2.1).

The chapter sets out the general principles of criminal responsibility (including burdens of proof and general defences), and defines terms used for offences to which the Code applies (eg *conduct*, *intention*, *recklessness* and *strict liability*).

*Note 2 Penalty units*

The [Legislation Act](#), s 133 deals with the meaning of offence penalties that are expressed in penalty units.

## Part 2 Registration and permits to teach

### 5A Definitions—pt 2

In this part:

*accredited under a corresponding law*—a pre-service teacher education program is *accredited under a corresponding law* if the program is accredited, approved or recognised (however described) under the corresponding law.

*higher education award*—see the [Tertiary Education Quality and Standards Agency Act 2011](#) (Cwlth), section 5.

*higher education program* means a program of learning that results in 1 or more higher education awards, other than a doctoral degree.

*IELTS test* means the International English Language Testing System academic test.

*recognised country* means any of the following:

- (a) Australia;
- (b) New Zealand;
- (c) the United Kingdom;
- (d) the United States of America;
- (e) Canada;
- (f) the Republic of Ireland.

### 6 Application for registration or permit to teach—details— Act, s 30 (2) (a)

The following details are prescribed:

- (a) the applicant's name and any former names;
- (b) the applicant's home address and email address;

- (c) the applicant's date of birth;
- (d) the applicant's gender;
- (e) if, at the date of application, the applicant holds full registration, provisional registration, registration as an early childhood teacher or a permit to teach—the applicant's registration number;
- (f) if, at the date of application, the applicant is teaching—the address of each place where the applicant teaches;
- (g) whether the applicant identifies as an Aboriginal or Torres Strait Islander person.

**9 Eligibility for full registration—period of teaching—  
Act, s 32 (1) (b)**

- (1) The prescribed period is—
  - (a) 180 days of teaching in Australia or New Zealand; or
  - (b) a period of teaching that the institute is satisfied is equivalent to satisfactory completion of 180 days of teaching in Australia or New Zealand.
- (2) In working out the period of a person's teaching in Australia or New Zealand under subsection (1), any period of the person's teaching carried out under a permit to teach is to be disregarded.
- (3) However, subsection (2) does not apply if the institute is satisfied on reasonable grounds, having considered the person's circumstances, that the period of a person's teaching carried out under a permit to teach should be taken into account.
- (4) The institute may be satisfied about a matter mentioned in subsection (1) if the institute receives a certificate from 1 or more of the following entities certifying that the entity is satisfied about the matter:
  - (a) the principal of a school where the person has been teaching;

(b) anyone else the institute is satisfied can satisfactorily assess the matter.

(5) In this section:

*permit to teach* includes any of the following:

- (a) a conditional accreditation under the *Teacher Accreditation Act 2004* (NSW);
- (b) an authorisation to employ an unregistered person as a teacher under the *Teacher Registration (Northern Territory) Act 2004* (NT);
- (c) a permission to teach under the *Education (Queensland College of Teachers) Act 2005* (Qld);
- (d) a special authority to teach under the *Teachers Registration and Standards Act 2004* (SA);
- (e) a limited authority under the *Teachers Registration Act 2000* (Tas);
- (f) a permission to teach under the *Education and Training Reform Act 2006* (Vic);
- (g) a limited registration under the *Teacher Registration Act 2012* (WA);
- (h) a limited authority to teach under the *Education and Training Act 2020* (NZ).

*teaching in Australia or New Zealand* means teaching at—

- (a) a government or non-government school under the *Education Act 2004*; or
- (b) a school recognised (however described) under a law of a corresponding jurisdiction that regulates schools in the jurisdiction; or

- (c) an approved education and care service under the *Education and Care Services National Law (ACT)*.

*Note* The *Education and Care Services National Law (ACT) Act 2011*, s 6 applies the Education and Care Services National Law set out in the *Education and Care Services National Law Act 2010* (Vic), schedule as if it were an ACT law called the *Education and Care Services National Law (ACT)*.

**10A Eligibility for full registration—other requirements—Act, s 32 (1) (g)**

The prescribed requirements are demonstrated abilities, knowledge and skills required by a standard for full registration.

**11 Eligibility for provisional registration—teaching qualifications—Act, s 33 (1) (a)**

The prescribed teaching qualifications are—

- (a) a higher education program made up of at least 1 pre-service teacher education program accredited under—
- (i) the [Act](#), division 7.2; or
  - (ii) a corresponding law; or
- (b) a higher education program that the institute is satisfied is equivalent to a program mentioned in paragraph (a).

**12 Eligibility for provisional registration—English language communication requirements—s 33 (1) (b)**

The prescribed English language communication requirements are that—

- (a) the person's teaching qualification mentioned in section 11 was undertaken in English in 1 or more recognised countries; or

- (b) the person has, in the 2-year period before the day the application for full or provisional registration is made, undertaken—
  - (i) the IELTS test and achieved a score of at least band 8 in speaking and listening and at least band 7 in reading and writing; or
  - (ii) an English language proficiency test that the institute is satisfied is equivalent to the IELTS test and achieved a result that the institute is satisfied is sufficient for full or provisional registration.

**12A Eligibility for provisional registration—other requirements—Act, s 33 (1) (f)**

The prescribed requirements are demonstrated abilities, knowledge and skills required by a standard for provisional registration.

**12B Eligibility for early childhood teacher registration—teaching qualifications—Act, s 33A (a)**

- (1) The prescribed teaching qualifications are—
  - (a) an approved early childhood teaching qualification under the national regulations; or
  - (b) a qualification determined by the Australian Children’s Education and Care Quality Authority, under the *Education and Care Services National Law (ACT)*, section 169 (7), to be equivalent to the qualification mentioned in paragraph (a); or

- (c) if the person applying for registration holds a teacher registration (however described) under a corresponding law—a qualification on the list of former qualifications approved as early childhood teaching qualifications under the national regulations, section 137 (2) (a).

*Note* The *Education and Care Services National Law (ACT) Act 2011*, s 6 applies the Education and Care Services National Law set out in the *Education and Care Services National Law Act 2010* (Vic), schedule as if it were an ACT law called the *Education and Care Services National Law (ACT)*.

- (2) In this section:

*national regulations* means the *Education and Care Services National Regulations*.

**12C Eligibility for early childhood teacher registration—  
English language communication requirements—Act,  
s 33A (b)**

The prescribed English language communication requirements are that—

- (a) the person has completed 1 or more years of academic study leading to a higher education award, other than a doctoral degree, in English in 1 or more recognised countries; or
- (b) the person has, in the 2-year period before the day the application for registration as an early childhood teacher is made, undertaken—
- (i) the IELTS test and achieved a score of at least band 8 in speaking and listening and at least band 7 in reading and writing; or
  - (ii) an English language proficiency test that the institute is satisfied is equivalent to the IELTS test and achieved a result that the institute is satisfied is sufficient for registration.

**13 Additional eligibility requirements for permit to teach—  
English language skills—Act, s 35 (1) (a)**

- (1) The prescribed requirements are that—
- (a) the person holds a qualification or teaching qualification undertaken in English in 1 or more recognised countries; or
  - (b) the person has, in the 2-year period before the day the application is made, undertaken—
    - (i) the IELTS test and achieved a score of at least band 8 in speaking and listening and at least band 7 in reading and writing; or
    - (ii) an English language proficiency test that the institute is satisfied is equivalent to the IELTS test and achieved a result that the institute is satisfied is sufficient for the issue of a permit to teach; or
  - (c) the person has—
    - (i) at any time, undertaken—
      - (A) the IELTS test and achieved a score of at least band 8 in speaking and listening and at least band 7 in reading and writing; or
      - (B) an English language proficiency test that the institute is satisfied is equivalent to the IELTS test, and achieved a result that the institute is satisfied is sufficient for the issue of a permit to teach; and
    - (ii) undertaken—
      - (A) 100 days of teaching in Australia or New Zealand in the 5-year period before the day the application is made; or



- (B) teaching for a period that the institute is satisfied is equivalent to satisfactory completion of 100 days of teaching in Australia or New Zealand in the 5-year period before the day the application is made; or
- (d) the institute is satisfied that—
- (i) there is an exceptional demonstrated need by a school to employ the person because of the person's particular specialist knowledge or skills; and
  - (ii) in the IELTS test mentioned in paragraph (b), the person achieved a score of at least band 7 in speaking and listening and at least band 6 in reading and writing.

**Example—exceptional demonstrated need**

despite achieving a score in the IELTS test lower than that required under par (b), the person is an outstanding foreign language teacher who the school believes will significantly enhance the school's language immersion program

- (2) The institute may waive the requirements in subsection (1) for a person who will be teaching in a program under an intergovernmental agreement.
- (3) In this section:

*teaching in Australia or New Zealand*—see section 9 (5).

**14A Teachers register—other details—Act, s 43 (1) (o)**

Details about a teacher's certification under part 2A are prescribed.

**15 Term of registration and permit to teach—Act, s 47 (1) (a)**

The prescribed period is the period ending on—

- (a) 31 March immediately following the day the registration or permit to teach is issued; or

- (b) if the registration or permit to teach is issued between 1 January and 31 March in a year—31 March in the following year.

**Example—par (a)**

A person is provisionally registered under the Act on 30 October 2023. The person's provisional registration ends on 31 March 2024, unless the person applies to renew the registration on or before 31 March 2024 (see Act, s 52).

**Example—par (b)**

A person is issued a permit to teach on 5 January 2024. The person's permit to teach ends on 31 March 2025, unless the person applies to renew the permit on or before 31 March 2025 (see Act, s 53).

**16 Permit to teach—renewal period—Act, s 47 (4)**

The prescribed period is the period, not longer than 5 years, that the institute is satisfied that the person is to be further employed or engaged to teach in a school.

**Example**

the person is to be further employed to teach in a school for a period for which the person is given a permit

**17 Renewal of full registration—period of teaching—Act, s 51 (5) (a) (i)**

- (1) The prescribed period is—
- (a) 100 days of teaching in Australia or New Zealand in the 5-year period before the day the application for renewal is made, including 20 days of teaching in the 12-month period before the day the application is made; or
  - (b) a period of teaching calculated on a pro rata basis at the rate of 20 days of teaching for each year in the 5-year period before the day the application for renewal is made; or

- (c) a period of teaching that the institute is satisfied is equivalent to satisfactory completion of 100 days of teaching in Australia or New Zealand in the 5-year period before the day the application for renewal is made.
- (2) In working out the period of a person's teaching in Australia or New Zealand under subsection (1), any period of the person's teaching carried out under a permit to teach is to be disregarded.
- (3) However, subsection (2) does not apply if the institute is satisfied on reasonable grounds, having considered the person's circumstances, that the period of a person's teaching carried out under a permit to teach should be taken into account.
- (4) In this section:

*permit to teach*—see section 9 (5).

*teaching in Australia or New Zealand*—see section 9 (5).

#### **18A Renewal of registration—professional education or development—Act, s 51 (5) (c)**

The prescribed requirements for a person applying for renewal of registration under the [Act](#), section 51, are that in the 5-year period before the day the application is made, the person undertook—

- (a) 100 hours of professional education or development, including 20 hours of professional education or development in the 12-month period before the day the application is made; or
- (b) an amount of professional education or development calculated on a pro rata basis at the rate of 20 hours of professional education or development for each year; or
- (c) an amount of professional education or development that the institute is satisfied is equivalent to satisfactory completion of 100 hours of professional education or development.

*Note* **Registration** means full registration or provisional registration (see [Act](#), dict).

**18B Renewal of permits to teach—professional education or development—Act, s 53 (5) (c)**

The prescribed requirements for a person applying for renewal of a permit to teach under the [Act](#), section 53, are that the person undertook—

- (a) 20 hours of professional education or development relevant to the teaching position in the 12-month period before the day the application is made; or
- (b) an amount of professional education or development that the institute is satisfied is equivalent to satisfactory completion of 20 hours of professional education or development relevant to the teaching position.

## Part 2A                      Assessment and certification of teachers as highly accomplished or lead teachers

### 18C            Meaning of *teacher*—pt 2A

In this part:

*teacher* means a person who holds full registration.

### 18D            Application for certification

- (1) A teacher may apply to the institute for certification as a highly accomplished or lead teacher.

*Note 1*    If a form is approved under the [Act](#), s 96 for this provision, the form must be used.

*Note 2*    A fee may be determined under the [Act](#), s 95 for this provision.

- (2) The teacher must give the institute any information required by it to decide the application.

*Note*       Giving false or misleading information and producing false or misleading documents are offences against the [Criminal Code](#), s 338 and s 339.

### 18E            Decision about certification

- (1) On application for certification under this part, the institute must—
  - (a) grant certification to the teacher; or
  - (b) refuse to grant certification to the teacher.
- (2) The institute must grant certification to a teacher if the institute is satisfied that the teacher has demonstrated abilities, knowledge and skills required by a standard for certification.

- (3) However, the institute may refuse to grant certification to a teacher under subsection (1) only if—
  - (a) the institute has given the teacher written notice of the proposed refusal; and
  - (b) the notice states—
    - (i) the reasons for the proposed refusal; and
    - (ii) that written comments on the proposed refusal may be made to the institute before the end of a stated period of at least 14 days after the day the notice is given to the teacher; and
  - (c) the institute has considered any comments made by the teacher before the end of the stated period.
- (4) If the institute decides to grant certification to the teacher, it must enter the details of certification in the teachers register.

**18F Certification guidelines**

- (1) The institute may make guidelines for the assessment and certification of teachers.
- (2) A guideline is a notifiable instrument.

*Note* A notifiable instrument must be notified under the [Legislation Act](#).

**18G Period of certification**

The period of certification is 5 years.

## Part 2B                      Approval for professional experience

### 18H            Professional experience approval—application details— Act, s 70G (2) (a)

The following details are prescribed:

- (a) the applicant's name and any former names;
- (b) the applicant's home address, preferred contact address, phone number and email address;
- (c) the applicant's date of birth;
- (d) details of the applicant's working with vulnerable people registration;
- (e) any number issued by the Commonwealth to uniquely identify the applicant as a Commonwealth assisted student;

**Example**

the applicant's Commonwealth Higher Education Student Support Number

- (f) details of the accredited pre-service teacher education program in which the applicant is enrolled, including—
  - (i) the program provider's name; and
  - (ii) the name of the program.

### 18I            Professional experience approval—optional application details—Act, s 70G (3)

The following details are prescribed:

- (a) the applicant's gender;
- (b) whether the applicant is an Aboriginal or Torres Strait Islander person.

**18J Professional experience approval—period of approval—  
Act, s 70G (5) (b) (iv)**

A period of 4 years is prescribed.



## Part 3                      Accreditation—education programs

### 19                      Education programs register—Act, s 71 (4)

The following details are prescribed:

- (a) details about course content of the education program;
- (b) details that the education provider for the education program asks the institute to not make available to the public.

**Examples—par (b)**

- 1 details that are the intellectual property of the education provider
- 2 details that are commercial-in-confidence for the education provider

### 20                      Grounds for suspending or cancelling accreditation—Act, s 81 (b)

The following circumstances are prescribed:

- (a) the education provider for the education program does not have the educational or management capacity to provide the education program;
- (b) the method of delivery is not suitable for the education program.

## Part 3A                      Notification and review of decisions

### 20A            Meaning of *reviewable decision*—pt 3A

In this part:

*reviewable decision* means a decision mentioned in schedule 1, column 3 under a provision of this regulation mentioned in column 2 in relation to the decision.

### 20B            Reviewable decision notices

If the institute makes a reviewable decision, the institute must give a reviewable decision notice to each entity mentioned in schedule 1, column 4 in relation to the decision.

*Note*        The requirements for reviewable decision notices are prescribed under the *ACT Civil and Administrative Tribunal Act 2008*.

### 20C            Applications for review

An entity mentioned in schedule 1, column 4 in relation to a reviewable decision may apply to the ACAT for a review of the decision.

*Note*        If a form is approved under the *ACT Civil and Administrative Tribunal Act 2008* for the application, the form must be used.

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## Schedule 1      Reviewable decisions

(see pt 3A)

<b>column 1 item</b>	<b>column 2 section</b>	<b>column 3 decision</b>	<b>column 4 entity</b>
1	18E (1) (b)	refuse to grant certification	person refused certification

## Dictionary

(see s 3)

*Note 1* The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

*Note 2* For example, the [Legislation Act](#), dict, pt 1, defines the following term:

- home address.

*Note 3* Terms used in this regulation have the same meaning that they have in the [ACT Teacher Quality Institute Act 2010](#) (see [Legislation Act](#), s 148). For example, the following terms are defined in the [ACT Teacher Quality Institute Act 2010](#), dict:

- Aboriginal or Torres Strait Islander person
- accredited
- education program
- full registration
- institute
- permit to teach
- pre-service teacher education program
- provisional registration
- registration
- school
- teachers register (see s 42)
- working with vulnerable people registration.

***accredited under a corresponding law***, for part 2 (Registration and permits to teach)—see section 5A.

***higher education award***, for part 2 (Registration and permits to teach)—see the [Tertiary Education Quality and Standards Agency Act 2011](#) (Cwlth), section 5.

***higher education program***, for part 2 (Registration and permits to teach)—see section 5A.

***IELTS test***, for part 2 (Registration and permits to teach)—see section 5A.

***professional education or development***—means continuing professional learning or development required by the institute in a direction under the [Act](#), section 38 (3).

***recognised country***, for part 2 (Registration and permits to teach)—see section 5A.

***reviewable decision***—for part 3A (Notification and review of decisions)—see section 20A.

***standard*** means a standard determined under the [Act](#), section 97 (Determination of standards).

***teacher***—for part 2A (Assessment and certification of teachers as highly accomplished or lead teachers)—see section 18C.

## Endnotes

1 About the endnotes

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## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

### 3 Legislation history

#### **ACT Teacher Quality Institute Regulation 2010 SL2010-53**

notified LR 23 December 2010

s 1, s 2 commenced 23 December 2010 (LA s 75 (1))

remainder commenced 1 January 2011 (s 2 and see [ACT Teacher Quality Institute Act 2010 A2010-55](#), s 2 and [CN2010-18](#))

as amended by

#### **[ACT Teacher Quality Institute Amendment Regulation 2011 \(No 1\) SL2011-24](#)**

notified LR 5 August 2011

s 1, s 2 commenced 5 August 2011 (LA s 75 (1))

remainder commenced 6 August 2011 (s 2)

#### **[ACT Teacher Quality Institute Amendment Act 2011 A2011-34 s 20](#)**

notified LR 5 September 2011

s 1, s 2 commenced 5 September 2011 (LA s 75 (1))

s 20 commenced 4 October 2011 (s 2 and [CN2011-10](#))

#### **[Statute Law Amendment Act 2011 \(No 3\) A2011-52 sch 3 pt 3.3](#)**

notified LR 28 November 2011

s 1, s 2 commenced 28 November 2011 (LA s 75 (1))

sch 3 pt 3.3 commenced 12 December 2011 (s 2)

#### **[ACT Teacher Quality Institute Amendment Regulation 2013 \(No 1\) SL2013-26](#)**

notified LR 31 October 2013

s 1, s 2 commenced 31 October 2013 (LA s 75 (1))

remainder commenced 1 November 2013 (s 2)

#### **[Training and Tertiary Education Amendment Act 2014 A2014-48 sch 1 pt 1.1](#)**

notified LR 6 November 2014

s 1, s 2 commenced 6 November 2014 (LA s 75 (1))

sch 1 pt 1.1 commenced 20 November 2014 (s 2)

#### **[ACT Teacher Quality Institute Amendment Act 2019 A2019-26 pt 3](#)**

notified LR 28 August 2019

s 1, s 2 commenced 28 August 2019 (LA s 75 (1))

pt 3 commenced 29 August 2019 (s 2 (1))

## Endnotes

3 Legislation history

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**ACT Teacher Quality Institute Amendment Act 2023 A2023-38 pt 3**

notified LR 29 September 2023

s 1, s 2 commenced 29 September 2023 (LA s 75 (1))

pt 3 commenced 30 September 2023 (s 2)

**ACT Teacher Quality Institute Amendment Regulation 2023 (No 1)  
SL2023-32**

notified LR 30 November 2023

s 1, s 2 taken to have commenced 1 October 2023 (LA s 75 (2))

ss 3-7, s 12 taken to have commenced 1 October 2023 (s 2 (1))

ss 8-11 commenced 1 December 2023 (s 2 (2))

remainder commenced 1 April 2024 (s 2 (3))

**Education (Early Childhood) Legislation Amendment Act 2023  
A2023-54 pt 3**

notified LR 11 December 2023

s 1, s 2 commenced 11 December 2023 (LA s 75 (1))

pt 3 commenced 1 April 2024 (s 2 (3))



## 4 Amendment history

### Commencement

s 2 om LA s 89 (4)

### Definitions—pt 2

s 5A ins [A2023-54](#) s 69  
 def *accredited under a corresponding law* ins [A2023-54](#) s 69  
 def *higher education award* ins [A2023-54](#) s 69  
 def *higher education program* ins [A2023-54](#) s 69  
 def *IELTS test* ins [A2023-54](#) s 69  
 def *recognised country* ins [A2023-54](#) s 69

### Application for registration or permit to teach—details—Act, s 30 (2) (a)

s 6 am [A2019-26](#) s 27, s 28; [A2023-54](#) s 70

### Eligibility for full registration—teaching qualifications—Act, s 32 (1) (a)

s 7 hdg sub [A2019-26](#) s 29  
 s 7 am [A2014-48](#) amdt 1.1, amdt 1.2; [A2019-26](#) s 30  
 om [A2023-54](#) s 71

### Eligibility for full registration—experience, skills, etc—Act, s 32 (1) (a) (ii)

s 8 om [A2019-26](#) s 31

### Eligibility for full registration—period of teaching—Act, s 32 (1) (b)

s 9 sub [SL2013-26](#) s 4  
 am [A2023-38](#) s 10; [SL2023-32](#) s 4; [A2023-54](#) s 72, s 73; ss  
 renum R12 LA

### Eligibility for full registration—English language skills—Act, s 32 (1) (c)

s 10 sub [SL2013-26](#) s 4  
 am [SL2023-32](#) s 5  
 om [A2023-54](#) s 74

### Eligibility for full registration—other requirements—Act, s 32 (1) (g)

s 10A ins [SL2013-26](#) s 4

### Eligibility for provisional registration—teaching qualifications—Act, s 33 (1) (a)

s 11 om [A2019-26](#) s 31  
 ins [SL2023-32](#) s 6  
 exp 31 March 2024 (s 11 (3))  
 ins [A2023-54](#) s 75

### Eligibility for provisional registration—English language communication requirements—s 33 (1) (b)

s 12 sub [SL2013-26](#) s 5  
 am [SL2023-32](#) s 7, s 8  
 sub [A2023-54](#) s 75

## Endnotes

4 Amendment history

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**Eligibility for provisional registration—other requirements—Act, s 33 (1) (f)**  
s 12A ins [SL2013-26](#) s 5

**Eligibility for early childhood teacher registration—teaching qualifications—Act, s 33A (a)**  
s 12B ins [A2023-54](#) s 76

**Eligibility for early childhood teacher registration—English language communication requirements—Act, s 33A (b)**  
s 12C ins [A2023-54](#) s 76

**Additional eligibility requirements for permit to teach—English language skills—Act, s 35 (1) (a)**  
s 13 sub [SL2013-26](#) s 5  
am [SL2023-32](#) s 9, s 10; pars renum R11 LA; [A2023-54](#) s 77, s 78

**Eligibility for permit to teach—other requirements—Act, s 35 (1) (d)**  
s 14 om [SL2023-32](#) s 11

**Teachers register—other details—Act, s 43 (1) (o)**  
s 14A ins [SL2013-26](#) s 6

**Term of registration and permit to teach—Act, s 47 (1) (a)**  
s 15 am [SL2013-26](#) s 7  
sub [A2023-38](#) s 11

**Permit to teach—renewal period—Act, s 47 (4)**  
s 16 sub [SL2013-26](#) s 8; [A2023-38](#) s 11

**Renewal of full registration—period of teaching—Act, s 51 (5) (a) (i)**  
s 17 sub [A2023-38](#) s 11  
am [SL2023-32](#) s 12, s 13; [A2023-54](#) s 79; ss renum R12 LA

**Term of permit to teach—Act, s 49 (2)**  
s 18 om [A2023-38](#) s 11

**Renewal of registration—professional education or development—Act, s 51 (5) (c)**  
s 18A ins [SL2013-26](#) s 9

**Renewal of permits to teach—professional education or development—Act, s 53 (5) (c)**  
s 18B ins [SL2013-26](#) s 9

**Assessment and certification of teachers as highly accomplished or lead teachers**  
pt 2A hdg ins [SL2013-26](#) s 10

**Meaning of *teacher*—pt 2A**  
s 18C ins [SL2013-26](#) s 10

**Application for certification**s 18D ins [SL2013-26](#) s 10**Decision about certification**s 18E ins [SL2013-26](#) s 10**Certification guidelines**s 18F ins [SL2013-26](#) s 10**Period of certification**s 18G ins [SL2013-26](#) s 10**Approval for professional experience**pt 2B hdg ins [A2019-26](#) s 32**Professional experience approval—application details—Act, s 70G (2) (a)**s 18H ins [A2019-26](#) s 32**Professional experience approval—optional application details—Act, s 70G (3)**s 18I ins [A2019-26](#) s 32**Professional experience approval—period of approval—Act, s 70G (5) (b) (iv)**s 18J ins [A2019-26](#) s 32**Notification and review of decisions**pt 3A hdg ins [SL2013-26](#) s 11**Meaning of *reviewable decision*—pt 3A**s 20A ins [SL2013-26](#) s 11**Reviewable decision notices**s 20B ins [SL2013-26](#) s 11**Applications for review**s 20C ins [SL2013-26](#) s 11**Transitional**

pt 4 hdg exp 1 January 2014 (s 24)

**Teachers currently teaching—Act, s 151 (2) (a)**

s 21 exp 1 January 2014 (s 24)

**Teachers permitted to teach—Act, s 151A**s 21A ins [A2011-34](#) s 20  
exp 1 January 2014 (s 24)**Education providers currently providing education programs—Act, s 152 (2) (a)**

s 22 exp 1 January 2014 (s 24)

**Modification of Act, pt 15—Act, s 153 (2)**s 23 ins [SL2011-24](#) s 4  
exp 1 January 2014 (s 24)

## Endnotes

4 Amendment history

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### Expiry—pt 4

s 24 ins [A2011-52](#) amdt 3.7  
exp 1 January 2014 (s 24)

### Reviewable decisions

sch 1 ins [SL2013-26](#) s 12

### Dictionary

dict am [SL2013-26](#) s 13; [A2019-26](#) ss 33-35  
def **accredited under a corresponding law** ins [A2023-54](#)  
s 80  
def **higher education award** ins [A2023-54](#) s 80  
def **higher education program** ins [A2023-54](#) s 80  
def **IELTS test** ins [SL2013-26](#) s 14  
sub [A2023-54](#) s 81  
def **professional education or development** ins [SL2013-26](#)  
s 14  
def **recognised country** ins [A2023-54](#) s 82  
def **reviewable decision** ins [SL2013-26](#) s 14  
def **standard** am [SL2013-26](#) s 15  
def **teacher** ins [SL2013-26](#) s 16

## 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

<b>Republication No and date</b>	<b>Effective</b>	<b>Last amendment made by</b>	<b>Republication for</b>
R1 1 Jan 2011	1 Jan 2011– 5 Aug 2011	not amended	new regulation
R2 6 Aug 2011	6 Aug 2011– 3 Oct 2011	<a href="#">SL2011-24</a>	amendments by <a href="#">SL2011-24</a>
R3 4 Oct 2011	4 Oct 2011– 11 Dec 2011	<a href="#">A2011-34</a>	amendments by <a href="#">A2011-34</a>
R4 12 Dec 2011	12 Dec 2011– 31 Oct 2013	<a href="#">A2011-52</a>	amendments by <a href="#">A2011-52</a>
R5 1 Nov 2013	1 Nov 2013– 1 Jan 2014	<a href="#">SL2013-26</a>	amendments by <a href="#">SL2013-26</a>
R6 2 Jan 2014	2 Jan 2014– 19 Nov 2014	<a href="#">SL2013-26</a>	expiry of transitional provision (pt 4)
R7 20 Nov 2014	20 Nov 2014– 28 Aug 2019	<a href="#">A2014-48</a>	amendments by <a href="#">A2014-48</a>
R8 29 Aug 2019	29 Aug 2019– 29 Sept 2023	<a href="#">A2019-26</a>	amendments by <a href="#">A2019-26</a>
R9 30 Sept 2023	30 Sept 2023– 30 Sept 2023	<a href="#">A2023-38</a>	amendments by <a href="#">A2023-38</a>
R10 30 Nov 2023	1 Oct 2023– 30 Nov 2023	<a href="#">SL2023-32</a>	retrospective amendments by <a href="#">SL2023-32</a>
R11 1 Dec 2023	1 Dec 2023– 31 Mar 2024	<a href="#">SL2023-32</a>	amendments by <a href="#">SL2023-32</a>

## Endnotes

6 Expired transitional or validating provisions

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### 6 Expired transitional or validating provisions

This Act may be affected by transitional or validating provisions that have expired. The expiry does not affect any continuing operation of the provisions (see [Legislation Act 2001](#), s 88 (1)).

Expired provisions are removed from the republished law when the expiry takes effect and are listed in the amendment history using the abbreviation ‘exp’ followed by the date of the expiry.

To find the expired provisions see the version of this Act before the expiry took effect. The ACT legislation register has point-in-time versions of this Act.

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