



AN BILLE UM BORD NÁISIÚNTA CURACLAIM AGUS
MEASÚNÚCHÁIN, 1987
NATIONAL BOARD FOR CURRICULUM AND ASSESSMENT
BILL, 1987

*Mar a tionscnaíodh
As initiated*

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SECOND SCHEDULE

COMMITTEES OF AN BORD

ACTS REFERRED TO

Civil Service Commissioners Act, 1956

Civil Service Regulation Acts, 1956 and 1958

Superannuation Acts, 1834 to 1963

1956, No. 45



AN BILLE UM BORD NÁISIÚNTA CURACLAIM AGUS
MEASÚNÚCHÁIN, 1987
NATIONAL BOARD FOR CURRICULUM AND ASSESSMENT
BILL, 1987

BILL

5

entitled

AN ACT TO ESTABLISH A BODY TO BE KNOWN AS AN
BORD NÁISIÚNTA CURACLAIM AGUS MEASÚNÚ-
CHÁIN OR, IN THE ENGLISH LANGUAGE, AS THE
10 NATIONAL BOARD FOR CURRICULUM AND ASSES-
MENT; TO DEFINE THE FUNCTIONS OF AN BORD; AND
TO PROVIDE FOR OTHER MATTERS CONNECTED
WITH THE FOREGOING.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

15 1.—(1) In this Act—

Interpretation.

“assessment” means the evaluation by An Bord of the performance
by pupils in examinations or other tests of knowledge or skills or in
other exercises specified by An Bord and conducted in accordance
with regulations made by An Bord;

20 “An Bord” means An Bord Náisiúnta Curaclaim agus Measúnúcháin
or, in the English language, the National Board for Curriculum and
Assessment established pursuant to *section 2* of this Act;

“certificate” means a certificate issued by An Bord certifying the
standard achieved by a pupil following assessment by An Bord in
25 accordance with regulations made by An Bord;

“chairperson” means the chairperson of An Bord;

“chief executive” has the meaning specified in *section 14* of this Act;

“committees of An Bord” has the meaning specified in *section 9* of
this Act;

30 “deputy-chairperson” means the deputy-chairperson of An Bord;

“designated body” means a body to which the provisions of *section 8*
of this Act apply;

“first level curriculum” means the range of educational activities
approved of by the Minister for children who have attained the age
35 of four years and upwards and which is normally provided for not

less than eight years, and "first level school" shall be construed accordingly;

"the Minister" means the Minister for Education;

"the register" means the Register of Results established under *section 10* of this Act; 5

"second level curriculum" means the range of educational activities approved of by the Minister to follow the first level curriculum and which is normally provided for not more than six years, and "second level school" shall be construed accordingly.

(2) A reference in this Act to the performance of functions includes a reference to the exercise of powers and the performance of duties. 10

Establishment of An Bord.

2.—(1) There shall, by virtue of this section, be established a body (in this Act referred to as "An Bord") which shall be known as An Bord Náisiúnta Curaclaim agus Measúnúcháin, and, in the English language, as the National Board for Curriculum and Assessment, to perform the functions assigned to it by this Act. 15

(2) An Bord shall be a body corporate with perpetual succession and power to sue and be sued in its corporate name and to acquire, hold and dispose of property.

(3) The provisions of the *First Schedule* to this Act shall apply to An Bord. 20

Functions of An Bord.

3.—(1) Subject to the provisions of this Act, the functions of An Bord shall be to advise, and make recommendations to, the Minister on—

(a) the formation and development of the first level curriculum and the second level curriculum; and 25

(b) the methods of assessing and certifying the educational progress of pupils;

and every such advice or recommendation shall be published in such manner as the Minister may, from time to time, direct. 30

(2) Without prejudice to the generality of *subsection (1)* of this section, An Bord shall, in particular—

(a) keep under review and make recommendations to the Minister on all matters relating to the curricula in regard to—

(i) the aims, objectives, structure and scope of the first level curriculum and the second level curriculum, 35

(ii) the syllabuses or courses of study to be taught, their content and methodology,

(iii) the relationship of such syllabuses and courses to the first level curriculum and the second level curriculum and their implications for teacher training, 40

(iv) the identification of any area of the first level curriculum and the second level curriculum which calls for special investigation,

(v) such other matters relating to the first level curriculum and the second level curriculum as the Minister may, from time to time, direct; 45

(b) make recommendations to the Minister in relation to—

- (i) the methods of assessing the educational progress of pupils,
- 5 (ii) the standard of knowledge and skills to be attained by a pupil in order to merit the award of a certificate from An Bord,
- (iii) such other matters relating to the assessment of pupils as the Minister may, from time to time, direct;
- 10 (c) conduct assessments of the educational progress of pupils in accordance with procedures which have, from time to time, been approved of by the Minister;
- (d) award certificates to such pupils, who having been assessed, are deemed, in accordance with such standards as may be approved of by the Minister, to merit the award of a certificate;
- 15 (e) institute, promote or commission, subject to the approval of the Minister, research or development projects in curriculum development, assessment and certification; provided that nothing in this paragraph shall derogate from the functions of the Minister in the inspection of schools and the evaluation of the efficiency of the instruction given therein;
- 20 (f) enter into arrangements, with the approval of the Minister, to perform functions or provide services for or on behalf of, or to have such functions provided by, any other educational authority or examining body;
- 25 (g) make recommendations to the Minister, whenever so required by him, regarding the provision of other programmes for vocational education and training.

30 (3) In performing its functions under *subsections (2) (a) and 2 (b)* of this section, An Bord shall have regard, *inter alia*, to the following matters:

- 35 (a) the religious and moral development of pupils and the inalienable rights and responsibilities of parents and guardians of pupils in regard to such development;
- (b) the need to ensure the involvement of parents or guardians of pupils in their education;
- (c) the status of the Irish language and the policy of the Government in regard to its restoration;
- 40 (d) the need to develop and improve the proficiency of pupils in languages other than the official languages of the State;
- (e) the relevance of the curriculum to the social, cultural and economic requirements of the State;
- 45 (f) the need to maintain standards of knowledge and skills and to ensure that such standards are accepted in countries other than the State;
- (g) the need to ensure that standards of knowledge and skills in

the State compare favourably with the standards attained in other countries with which the State competes in international trade and commerce;

- (h) the need to establish and maintain continuity, harmony and balance in the curriculum and the need to attain and maintain the integration of knowledge; 5
- (i) the right of all pupils to be given the opportunity of acquiring basic competency in language, computation and life skills;
- (j) the requirements of persons who have ceased their school education at first or, as the case may be, second level and who wish to acquire further education at the appropriate level; 10
- (k) the functions, activities and potential capacities of educational research agencies and the outcome of research conducted by such agencies; 15
- (l) the resources available for the provision of education in first level schools and in second level schools;
- (m) the need to ensure that no pupil is treated less favourably than a pupil of the other sex, particularly in relation to subject provision and choice; 20
- (n) the importance of combining the transmission of traditional knowledge with the development of a capacity for critical thought in pupils.

(4) Every recommendation to the Minister made by An Bord pursuant to *subsection (2)* of this section shall contain a statement of the effect (if any) that, in the opinion of An Bord, the implementation of the recommendation will have on the resources of the Minister and on the staffing (both teaching and ancillary) of schools, and if, in the opinion of An Bord, such implementation will occasion any additional costs or expenditure, a statement of the nature of such costs or expenditure. 25 30

(5) In performing its functions under *subsection (2) (c)* of this section, An Bord shall take all such steps as may be necessary to ensure that the process of the assessment of the educational progress of a pupil is kept confidential. 35

(6) (a) The Minister may, with the concurrence of the Minister for Finance, by order, assign to An Bord such additional functions as the Minister thinks fit.

(b) Whenever an order under this subsection is proposed to be made, a draft of the proposed order shall be laid before each House of the Oireachtas and the order shall not be made until a resolution approving of the draft has been passed by each such House. 40

(c) The Minister may by order revoke or amend an order under this subsection including an order under this paragraph. 45

Members of An Bord.

4.—The members of An Bord shall be a chairperson and twenty-two ordinary members.

Chairperson of An Bord.

5.—(1) The chairperson of An Bord shall be appointed by the Government on the recommendation of the Minister.

(2) The chairperson of An Bord may be removed from office by the Government on the recommendation of the Minister. 50

(3) Where a person ceases to hold the office of chairperson of An Bord, he shall, at the same time, cease to be a member of An Bord.

(4) Where the chairperson of An Bord ceases to hold office otherwise than by the efflux of time, the vacancy shall, as soon as may be, be filled by the Government pursuant to *subsection (1)* of this section and any person so appointed under this subsection shall, unless such person sooner dies, resigns or becomes disqualified, hold office for the residue unexpired at the date of his appointment of the term of office of the person he is appointed to replace.

10 6.—(1) Subject to *subsection (3)* of this section, the ordinary members of An Bord shall be appointed by the Government in the following manner— Ordinary members
of An Bord.

15 (a) seven of such members shall be appointed on the recommendation of the Minister in accordance with the provisions of *subsection (2)* of this section;

(b) seven of such members shall be serving teachers in first or second level schools who shall be appointed on the recommendation of the Minister;

20 (c) five of such members shall be representative of the management of first and second level schools who shall be appointed on the recommendation of the Minister;

25 (d) two of such members shall be representative of the body known as the National Parent Council of whom one shall be representative of the parents of pupils attending first level schools and the other shall be representative of the parents of pupils attending second level schools who shall be appointed on the recommendation of the Minister; and

30 (e) one of such members shall be appointed on the nomination of the Minister for Labour and the recommendation of the Minister.

(2) Before making a recommendation for appointment under *subsection (1) (a)* of this section, the Minister shall—

35 (a) consider to what extent teacher, management and parent interests, social, economic or cultural interests or other educational interests should be represented on An Bord; and

40 (b) consult with the Minister for the Gaeltacht concerning the interests of the Irish language and to what extent the interests of that language should be represented on An Bord.

(3) In appointing the ordinary members of An Bord pursuant to *subsection (1)* of this section, and, in making recommendations to the Government for appointment to An Bord, the Government and the Minister, shall have regard to the necessity of ensuring that both sexes are adequately represented on An Bord.

(4) Where a vacancy occurs among the ordinary members of An Bord, the vacancy shall be filled—

(a) if the person who is to be replaced had been appointed pursuant to *subsection (1) (a)* of this section, by the

appointment by the Government of a person recommended by the Minister in accordance with *subsection (2)* of this section;

(b) if the person who is to be replaced was appointed pursuant to *subsection (1) (b), (c) or (d)* of this section, by the appointment by the Government, on the recommendation of the Minister, of a person qualified in accordance with those paragraphs; 5

(c) if the person who is to be replaced was appointed pursuant to *subsection (1) (e)* of this section, by the appointment by the Government, on the recommendation of the Minister, of a person nominated by the Minister for Labour; 10

and in making an appointment or a recommendation pursuant to this subsection, the Government or the Minister, as the case may be, shall have regard to the provisions of *subsection (3)* of this section. 15

(5) A person appointed to be an ordinary member of An Bord pursuant to *subsection (4)* of this section shall, unless that person sooner dies, resigns or becomes disqualified from holding office, hold office for the residue unexpired at the date of his appointment of the term of office of the person he is appointed to replace. 20

(6) The Minister may by order vary the membership of An Bord in such manner as the Minister thinks fit.

(7) Whenever the Minister proposes to make an order pursuant to *subsection (6)* of this section, a draft of the order shall be laid before each House of the Oireachtas and the order shall not be made until a resolution approving of the draft has been passed by each such House. 25

(8) The Minister may by order revoke or amend an order under this section including this subsection.

Advisors to An Bord.

7.—(1) The Minister shall, from time to time as occasion requires, appoint three persons to act as advisors to An Bord. 30

(2) A person appointed as an advisor of the Minister pursuant to *subsection (1)* of this section shall be entitled to—

(a) receive notice of, attend and participate fully at all meetings of An Bord, but shall not be entitled to vote at such meetings; 35

(b) receive notice of, and participate fully in, all other activities of An Bord.

Designated bodies.

8.—(1) The Minister may, after consultation with An Bord, and with such other Minister of the Government (if any) as the Minister considers desirable, by order, designate such body as may be specified in the order to be a designated body for the purposes of this Act. 40

(2) The Minister may, by order, revoke or amend an order under this section (including an order under this subsection).

(3) Before making a recommendation in relation to any of the functions conferred on them by *section 3 (2)* of this Act, An Bord may consult with such designated body as it considers appropriate. 45

(4) A designated body may make such submissions, whether orally or in writing, as to it may seem appropriate, to An Bord.

(5) Whenever An Bord issues a publication of any kind, An Bord shall cause a copy of such publication to be sent to each designated body.

(6) Nothing in this section shall be construed as affecting the right of An Bord to consult with such other bodies as it may think necessary to ensure the proper performance of its functions.

9.—(1) Subject to the provisions of this Act, the Minister, after consultation with An Bord, may by order, direct An Bord to establish such and so many bodies of persons (in this Act referred to as “committees of An Bord”) as the Minister thinks proper to—

Committees of An Bord.

(a) advise An Bord on such matters relating to its functions as the Minister may specify; or

(b) perform such functions of An Bord as, in the opinion of the Minister and of An Bord, may be better performed by a committee of An Bord.

(2) The provisions of the *Second Schedule* to this Act shall apply to every committee of An Bord established under this section.

(3) Without prejudice to the provisions of *subsection (1)* of this section, An Bord may appoint such and so many sub-committees as to it may seem necessary and desirable to carry out such of its functions, other than its functions under *section 3 (2) (d)* of this Act or a function specified in an order under *subsection (1)* of this section, which, in the opinion of An Bord, can be better or more conveniently performed by a sub-committee.

(4) Subject to the provisions of this Act, An Bord may regulate the procedure of any sub-committee appointed by it pursuant to *subsection (3)* of this section whether by way of standing orders or otherwise as to An Bord seems appropriate.

(5) The Minister may appoint not more than four persons to every sub-committee appointed by An Bord pursuant to *subsection (3)* of this section.

(6) The Minister may revoke or amend an order under this section (including this subsection).

10.—(1) As soon as may be after the commencement of this section, An Bord shall prepare and establish a register (in this Act referred to as “the register”) to be known as the Register of Results.

Register of Results.

(2) The register shall be in such form as An Bord shall specify and shall indicate the standard of achievement reached by each pupil who is presented for assessment by An Bord and the date and nature of such assessment.

11.—(1) A person who is dissatisfied with an assessment made by An Bord may, in accordance with the provisions of this section, appeal against such assessment.

Appeal against assessment.

(2) An Bord may by regulations make provision for the taking of appeals against an assessment made by it under this Act.

(3) Without prejudice to the generality of *subsection (2)* of this section, regulations under this section may make provision for—

(a) the manner in which an appeal may be made against an assessment under this Act;

(b) the time limit within which such appeal may be taken; and

(c) the manner in which such an appeal shall be heard.

Provisions relating to the curriculum and the process of assessment.

12.—(1) The Minister may, whenever he thinks fit, amend or vary 5
the curriculum in relation to first level schools or second level schools.

(2) Before he introduces an amendment to the curriculum, the Minister shall consult with An Bord.

(3) If the Minister decides to reject any recommendation which An Bord, in exercise of its functions under this Act, has made to him 10
in relation to the curriculum or to the process of assessment, the Minister shall advise An Bord of his rejection of the recommendation.

(4) If any other person or body makes a recommendation to him concerning the curriculum or the process of assessment, the Minister shall refer the recommendation to An Bord for its advice. 15

Fees.

13.—(1) An Bord may charge, receive and recover such fees as may be fixed by the Minister, with the consent of the Minister for Finance, and after consultation with An Bord, in respect of every pupil who applies to present himself for assessment under this Act or who appeals against such assessment. 20

(2) An Bord may, with the approval of the Minister, remit all or part of a fee payable on an assessment or an appeal if An Bord is of opinion that it is necessary or desirable so to do.

(3) All fees payable under this section may be retained by An Bord as part of its income unless the Minister, with the agreement of the Minister for Finance, in any particular circumstances otherwise directs. 25

Officers and servants of An Bord.

14.—(1) The Minister may, with the consent of the Minister for Finance, appoint a person to be Chief Executive (in this Act referred to as the "chief executive") of An Bord and such and so many other 30
persons to be officers and servants of An Bord as the Minister considers necessary to assist An Bord in the performance of its functions.

(2) The provisions of the Civil Service Commissioners Act, 1956, the Civil Service Regulation Acts, 1956 and 1958, the Superannuation Acts, 1834 to 1963, and any Act amending or extending any of the foregoing Acts shall apply to the chief executive and to the officers and servants of An Bord. 35

(3) The remuneration of the chief executive and the officers and servants of An Bord shall be deemed to be paid out of moneys voted 40
by the Dáil for the purposes of the Superannuation Acts, 1834 to 1963.

Chief Executive.

15.—(1) Subject to the provisions of the Civil Service Regulation Act, 1956, the chief executive shall, subject to the directions of An Bord, and the provisions of this Act, administer the activities of 45
An Bord and shall control and direct the staff of An Bord in the implementation of such activities.

(2) The chief executive may, from time to time, make to An Bord such proposals regarding the functions of An Bord as he may consider appropriate and An Bord shall consider any such proposals.

(3) The chief executive shall act as secretary to An Bord.

5 (4) The chief executive shall be entitled to attend, or to be represented at, any meeting of a committee of An Bord or of a sub-committee of An Bord.

(5) If the person who, on the passing of this Act, is employed as Chief Executive of the body known as the Curriculum and Examinations Board is, at the date of the commencement of this Act, still
10 so employed, then such person shall, if he so agrees, be the person first appointed to be chief executive of An Bord.

16.—An Bord may, subject to the approval of the Minister appoint
such consultants, examiners, assessors or advisors as it may consider
15 necessary for the performance of its functions and any consultant, examiner, assessor or advisor so appointed shall be paid such fees as the Minister, with the consent of the Minister for Finance, may determine.

Consultants,
examiners, etc.

17.—In each financial year, there may be paid to An Bord out of
20 moneys provided by the Oireachtas a grant of such amount as the Minister, with the concurrence of the Minister for Finance, may sanction.

Grants to An Bord.

18.—(1) An Bord shall keep, in such form as may be approved of
by the Minister with the concurrence of the Minister for Finance, all
25 proper and usual accounts of all moneys received or expenditure incurred by it and, in particular, shall keep in such form as aforesaid such special accounts as the Minister may, from time to time, direct.

Accounts and
audits.

(2) Accounts kept in pursuance of this section shall be submitted
annually by An Bord to the Comptroller and Auditor General for
30 audit on a date not later than the thirtieth day of April in the year following the year to which the accounts relate and, immediately after the audit, a copy of the accounts and of such other accounts, if any, as the Minister had directed to be kept, together with a copy of the report of the Comptroller and Auditor General on the accounts shall
35 be presented by An Bord to the Minister.

(3) The Minister shall cause copies of the accounts presented to him under this section by An Bord, together with copies of the report of the Comptroller and Auditor General thereon, to be laid before each House of the Oireachtas.

40 19.—(1) An Bord may accept gifts of money, land or other property upon such trusts and conditions, if any, as may be specified by the donor.

Gifts.

(2) An Bord shall not accept a gift if the trusts or conditions attached by the donor are inconsistent with the functions of An Bord.

45 20.—The expenses incurred by the Minister in the administration of this Act shall, to such extent as may be sanctioned by the Minister for Finance, be paid out of moneys provided by the Oireachtas.

Expenses.

Report and information to Minister.

21.—(1) An Bord shall, not later than the thirty-first day of January next following the end of each school year, prepare and submit to the Minister a report of its proceedings during that year.

(2) Every report submitted by An Bord to the Minister pursuant to subsection (1) of this section shall include a statement of— 5

- (a) the programme of action which had been planned for the school year to which the report relates;
- (b) the manner in which, and the extent to which, such programme had been implemented during that school year; and 10
- (c) the programme of action which is planned for the next succeeding school year.

(3) The Minister shall cause copies of every report submitted to him pursuant to subsection (1) of this section to be laid before each House of the Oireachtas. 15

(4) An Bord shall supply the Minister with such information—

- (a) as to the performance of its functions; or
- (b) as may be requested by the Minister;

in such form as the Minister may, from time to time, require.

Short title and commencement.

22.—(1) This Act may be cited as the National Board for Curriculum and Assessment Act, 1987. 20

(2) This Act shall come into operation on such day or days as may be fixed therefor by order or orders of the Minister either generally or with reference to a particular purpose or provision and different days may be so fixed for different purposes and different provisions of this Act. 25

Section 2.

FIRST SCHEDULE

AN BORD

1. (1) As soon as may be after the commencement of this Act, An Bord shall provide and retain in its possession a seal of An Bord. 30

(2) The seal of An Bord shall be authenticated by the signature of the chairperson or a member of An Bord authorised by An Bord to act in that behalf and by the signature of an officer of An Bord authorised to act in that behalf.

(3) Judicial notice shall be taken of the seal of An Bord and every document purporting to be an instrument made by An Bord and to be sealed with the seal (purporting to be authenticated in accordance with this Schedule) of An Bord shall be received in evidence and shall be deemed to be such instrument without proof unless the contrary is shown. 40

2. (1) Subject to the provisions of this Act, the chairperson of An Bord shall hold office as chairperson upon such terms as the Government, with the concurrence of the Minister for Finance, may, at the date of the appointment, decide.

(2) The chairperson of An Bord may, at any time, resign from office as chairperson by letter addressed to the Minister and the resignation shall take effect from the date on which the letter is received.

5 (3) The chairperson of An Bord shall cease to hold office on attaining the age of seventy years.

3. (1) Every member of An Bord (including the chairperson) shall be appointed for such period, not exceeding five years, as the Government may determine and shall be eligible for reappointment for a
10 further period (not exceeding five years).

(2) Any member of An Bord (including the chairperson) who holds office for a period of ten consecutive years shall be ineligible for appointment to An Bord until a period of two years has elapsed from the day on which such member ceased to hold office.

15 4. The chairperson and every ordinary member of An Bord may be removed from office by the Government on the recommendation of the Minister.

5. (1) An ordinary member of An Bord may, at any time, resign
20 from office as such member by letter addressed to the Minister and the resignation shall take effect from the date on which the letter is received.

(2) An ordinary member of An Bord, other than a member who is appointed to An Bord under *section 6 (1) (b)*, shall cease to hold office on attaining the age of seventy years.

25 (3) An ordinary member of An Bord who is appointed to An Bord under *section 6 (1) (b)* shall cease to hold office on his resignation or retirement from the teaching service or if for any other reason he ceases to be a serving teacher.

6. (1) An Bord shall, from time to time as occasion demands,
30 appoint from among the ordinary members a person to be deputy-chairperson thereof.

(2) The deputy-chairperson of An Bord shall, unless he sooner resigns the office of deputy-chairperson, or ceases under *paragraph*

(3) of this Article to be deputy-chairperson, hold office until the
35 expiration of his appointment as a member of An Bord.

(3) Where the deputy-chairperson of An Bord, before the expiration of his period of appointment, ceases to be a member of An Bord, he shall also then cease to be deputy-chairperson of An Bord.

7. (1) Where a member of An Bord (including the chairperson)
40 is—

(a) nominated as a member of Seanad Éireann or is elected as a member of either House of the Oireachtas, or of the Assembly of the European Communities, or is regarded pursuant to section 15 (inserted by the European
45 Assembly Elections Act, 1984) of the European Assembly Elections Act, 1977, as having been elected to such Assembly to fill a vacancy, or

(b) is adjudged bankrupt, or makes under the protection or procedure of the court a composition or arrangement with
50 his creditors, or

(c) is sentenced to a term of imprisonment by a court of competent jurisdiction,

he shall thereupon cease to be a member of An Bord.

(2) A person shall not be eligible to be a member of An Bord who—

(a) is for the time being entitled under the Standing Orders of either House of the Oireachtas to sit therein, 5

(b) is for the time being a representative in the Assembly of the European Communities,

(c) is an undischarged bankrupt, or

(d) within the immediately preceding five years, has been sentenced to a term of imprisonment by a court of competent jurisdiction. 10

8. A member of An Bord, who has—

(a) any interest in any company or concern with which An Bord proposes to make any contract, or

(b) any interest in any contract which An Bord proposes to make, 15

shall disclose to An Bord the fact of the interest and the nature thereof and shall take no part in any deliberation or decision of An Bord relating to the contract, and the disclosure shall be recorded in the minutes of An Bord. 20

9. An ordinary member of An Bord shall hold office on such terms and conditions as the Government, at the time of his appointment, and with the concurrence of the Minister for Finance, shall determine.

10. A member of An Bord (including the chairperson) may be paid out of funds at the disposal of An Bord such allowances for travel and subsistence as the Minister, with the concurrence of the Minister for Finance, may determine. 25

11. (1) An Bord shall hold such and so many meetings as may be necessary for the performance of its functions.

(2) The Minister shall fix the date, time and place of the first meeting of An Bord. 30

(3) The quorum for a meeting of An Bord shall be eight members.

12. At a meeting—

(a) the chairperson shall, if present, be chairperson of the meeting, 35

(b) if and so long as the chairperson is not present or if the office of chairperson is vacant, the deputy chairperson shall, if present, be chairperson of the meeting,

(c) if and so long as the chairperson is not present, or the office of chairperson is vacant, and the deputy-chairperson is not present, or the office of deputy-chairperson is vacant, the members of An Bord who are present shall choose one of their number to be chairperson of the meeting. 40

13. Every question at a meeting of An Bord shall be determined

by a majority of the votes of the members present and voting on the question and, in the case of an equal division of votes, the chairperson of the meeting shall have a second and casting vote.

14. Subject to *Article 11 (3)* of this Schedule, An Bord may act notwithstanding one, or more than one, vacancy among its members.

15. Subject to the provisions of this Act, An Bord shall regulate, by standing orders or otherwise, its own procedure.

SECOND SCHEDULE

Section 9.

COMMITTEES OF AN BORD

10 1. Each Committee of An Bord established under this Act shall, subject to the approval of the Minister, consist of such number of members as An Bord shall think proper, and may, at the discretion of An Bord and subject to *Article 3* of this Schedule, consist partly of members of An Bord and partly of persons who are not members of
15 An Bord or may consist exclusively of persons who are not members of An Bord.

2. An Bord shall appoint from amongst the members of each of its committees one of such members to be chairperson of such committee.

3. At least one member but not more than four members of each
20 committee of An Bord shall be nominated by the Minister.

4. A member of a committee of An Bord shall hold office on such terms and conditions as An Bord, at the time of his appointment, and with the consent of the Minister given with the concurrence of the Minister for Finance, shall determine.

25 5. A member of a committee of An Bord may be paid out of funds at the disposal of An Bord such allowances for travel and subsistence as the Minister, with the concurrence of the Minister for Finance, may determine.

6. An Bord may, at any time, with the approval of the Minister,
30 dissolve a committee established by it or may remove from membership of such committee any member, other than a member appointed by the Minister under *Article 3* of this Schedule, thereof.

7. Subject to the provisions of this Act, each committee established by An Bord shall regulate, by standing orders or otherwise, its own
35 procedure.

8. (1) Each committee established by An Bord shall hold such and so many meetings as may be necessary for the performance of the functions assigned to it by An Bord.

(2) The chairperson of each committee established by An Bord
40 shall be the convenor of meetings of that committee.

AN BILLE UM BORD NÁISIÚNTA
CURACLAIM AGUS MEASÚNÚCHÁIN,
1987

BILLE

(*mar a tionscnaíodh*)

dá ngairtear

Acht do bhunú comhlachta ar a dtabharfar An Bord Náisiúnta Curaclaim agus Measúnúcháin nó, sa Bhéarla, *the National Board for Curriculum and Assessment*; do mhíniú feidhmeanna an Bhoird; agus do dhéanamh socrú i dtaobh nithe eile a bhaineann leis an méid sin roimhe seo.

*An Teachta Gemma Hussey a thíolaic,
19 Deireadh Fómhair, 1987*

BAILE ÁTHA CLIATH:
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR

Le ceannach díreach ón Oifig Dhíolta Foilseachán Rialtais,
Teach Sun Alliance, Sráid Theach Laighean, Baile Átha Cliath
2, nó trí aon díoltóir leabhar.

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NATIONAL BOARD FOR CURRICULUM
AND ASSESSMENT BILL, 1987

BILL

(*as initiated*)

entitled

An Act to establish a body to be known as An Bord Náisiúnta Curaclaim agus Measúnúcháin or, in the English language, as the National Board for Curriculum and Assessment; to define the functions of An Bord; and to provide for other matters connected with the foregoing.

*Presented by Deputy Gemma Hussey,
19th October, 1987*

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