



**AN BILLE UM CHOMHAIRLE MHÚINTEOIREACHTA
(LEASÚ) 2006
TEACHING COUNCIL (AMENDMENT) BILL 2006**

EXPLANATORY MEMORANDUM

Introduction

The purpose of this Bill is to correct a legislative difficulty in relation to the Teaching Council. The issue relates to the Minister's power to make Regulations governing the first election of members to the Teaching Council in circumstances where the relevant applicable provisions of the Teaching Council Act 2001 had not been commenced. The Bill will declare that the requirement in the 2001 Act to commence the relevant sections will not serve to invalidate the Regulations made by the Minister on 10 September 2004 in respect of the first election of members to the Teaching Council or anything done under those Regulations.

Provisions of the Bill

Section 1 defines "Principal Act" in the Bill as the Teaching Council Act 2001.

Section 2 provides that a number of sections of the Teaching Council Act 2001 are deemed to have come into operation on the date they were made; *ie* 10 September 2004. The sections relate to the 2001 Act's short title and commencement, interpretation, the making of regulations and orders under that Act, the legal status and objects of the Council, its membership, and the election and appointment of members.

The section will ensure that the Regulations made governing the first election of members to the Teaching Council, and anything done under them, will be deemed to have been validly done, despite not commencing the relevant section of the Act.

Section 3 provides that nothing in this Bill will affect the power of the Minister for Education and Science to make commencement orders under the 2001 Act.

Section 4 provides for the short title of the Bill and that it can be interpreted and cited in combination with the Teaching Council Act 2001.

Staffing and financial implications

It is not expected that the Bill, when enacted, will give rise to any staffing and financial costs.

*An Roinn Oideachais agus Eolaíochta,
Feabhra 2006.*