



**Briefing Note:** Cabinet paper seeking approval to introduce Education and Training (Teaching Council Fees and Costs) Amendment Bill: talking points for Cabinet Legislation Committee

<b>To:</b>	Hon Chris Hipkins, Minister of Education		
<b>Date:</b>	2 August 2021	<b>Priority:</b>	High
<b>Security Level:</b>	In Confidence	<b>METIS No:</b>	1265340
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<b>Messaging seen by Communications team:</b>	No	<b>Round Robin:</b>	No

### Purpose of paper

This note provides talking points for your discussion of the paper *Education and Training (Teaching Council Fees and Costs) Amendment Bill: Approval for Introduction* at the Cabinet Legislation Committee on 5 August 2021.

### Talking points

- The Cabinet paper seeks approval to introduce the Education and Training (Teaching Council Fees and Costs) Amendment Bill (the Bill), and to refer it to the Education and Workforce Committee for consideration.
- 9(2)(f)(iv)
- The Bill responds to the recent High Court judgment that quashed the Teaching Council's decisions to move from three year to annual practising certificates, with increased practising certificate fees.
- The Bill enables the Council to set fees that cover all of its functions and powers, to charge a fee in instalments, and to recover unpaid fees, to support its financial sustainability. These measures are necessary for the Council to operate on a fully self-funded basis.
- The Bill also retrospectively validates the receipt of payments from 1 February 2021, and validates any previous fees set or payments received by the Council or its predecessor organisations.
- The Bill does not validate the increased annual fee paid from 1 February 2021, or the annual practising certificates issued from that date. The annual certificates have been

reissued as three year certificates with the old fee. The Bill allows the Council to credit the annual fees it received as part-payment towards the three year fee that now applies.

- 9(2)(f)(iv) [REDACTED]  
[REDACTED]

### Proactive release

**Agree** that this Briefing will be proactively released once the Bill is introduced to Parliament.

**Agree / Disagree**

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Ben O'Meara  
**Group Manager**  
**Education System Policy**  
02/08/2021

Hon Chris Hipkins  
**Minister of Education**

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