

DETERMINATION UNDER THE *TEACHING SERVICE ACT 1980*

DETERMINATION NO. 1 OF 2021

COVID-19 VACCINATION EVIDENCE

I, Georgina Harrisson, Secretary of the Department of Education make the following Determination pursuant to section 13 of the *Teaching Service Act 1980*.

1 Purpose

- 1.1 The purpose of this Determination is to establish the requirement that employees of the Department must be vaccinated with two doses of a COVID-19 vaccine and provide evidence of that vaccination unless they are unable to be vaccinated because of a medical contraindication, as a condition of their employment with the Department.

2 Application

- 2.1 This Determination will apply to all employees of the Department employed in the Teaching Service.

3 Definitions

- 3.1 In this Determination:

COVID-19 vaccine means a vaccine approved by the Therapeutic Goods Administration of the Commonwealth for use as a vaccine against COVID-19.

employee means a person employed in the Teaching Service of New South Wales.

Department means the Department of Education.

medical contraindication certificate means a certificate issued by a medical practitioner -

- a) in a form approved by the Chief Health Officer, and
- b) certifying that because of a specified medical contraindication the employee cannot have a COVID-19 vaccine.

responsible person means a Principal or delegate authorised by the Secretary to exercise employer functions.

Secretary means the Secretary of the Department.

Teaching Service means the Teaching Service of New South Wales.

vaccination evidence means evidence from the Australian Immunisation Register that the worker has had 2 doses of a COVID-19 vaccine.

4 Scope

- 4.1 It is a condition of employment in the Teaching Service that an employee must provide, to the responsible person for their ordinary place of work, either:
- (a) vaccination evidence; or
 - (b) if the employee is unable to be vaccinated against COVID-19 because of a medical contraindication, a medical contraindication certificate.
- 4.2 All employees who work, or will be required to work, on a Department site to support the staged return of student cohorts to a Department school are required to provide their vaccination evidence or their medical contraindication certificate to the responsible person by 18 October 2021.
- 4.3 All other employees who attend, or ordinarily attend, a Department school for their work will be required to provide their vaccination evidence or their medical contraindication certificate to the responsible person by 8 November 2021.
- 4.5 All new employees are required to provide their vaccination evidence or their medical contraindication certificate prior to commencing work with the Department.

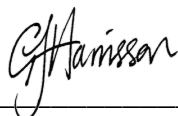
5 Date of Effect

This Determination has effect from the date on which the Determination is made by the Secretary.

6 Review

This Determination will be reviewed by the Secretary before the last day of Term 2, 2022, Friday 1 July 2022.

Signed:



Georgina Harrison
SECRETARY
DEPARTMENT OF EDUCATION

Date: 18 October 2021