



# Education and Training Committee

## Interim Report

### Inquiry into the Administration of the Federal Government's Building the Education Revolution (BER) Program in Victoria

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Parliament of Victoria

Education and Training Committee

Inquiry into the Administration of the Federal Government's Building the Education Revolution (BER) Program in Victoria

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# Education and Training Committee

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## Introduction

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### Education and Training Committee

- 1.1. The Education and Training Committee is constituted under the *Parliamentary Committees Act 2003*. The Committee's specific function under the Act is to:

Inquire into, consider and report to the Parliament on any proposal, matter or thing concerned with education or training if the Committee is required or permitted to do so by or under the Act.

- 1.2. The Education and Training Committee comprises seven members of Parliament, with five drawn from the Legislative Assembly and two from the Legislative Council. Mr Geoff Howard MP chairs the Committee.

### Terms of reference

- 1.3. On Wednesday 14 April 2010, the Legislative Council referred to the Education and Training Committee an inquiry into the administration of the Federal Government's Building the Education Revolution (BER) program in Victoria.

1. To the Education and Training Committee – to inquire into, consider and report on the administration of the Federal Government's Building the Education Revolution (BER) program in Victoria, with particular regard to:

- a) the levels and appropriateness of any fees and charges imposed by Victorian Government agencies;
- b) whether construction costs of BER projects are in line with industry standards;
- c) the use of local builders and tradespeople during the construction of BER projects;
- d) whether outcomes were of acceptable quality and suitable to the needs of each individual school;
- e) the effectiveness of any measures put in place by the Victorian Government to ensure contracts to deliver BER projects are timely, transparent, accountable and represent best value for educational outcomes in Victoria; and
- f) any other related matter; and

2. The Committee is required to provide an interim report to the Parliament by 31 August 2010 and a final report by 31 December 2010.

- 1.4. On 30 August 2010, the Committee agreed to table this interim report, in accordance with the specified reporting date.

## Background

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- 1.5. The Building the Education Revolution (BER) program is a \$16.2 billion Commonwealth Government funded program. It was planned as a three year program to provide new facilities and refurbishments in Australian schools.
- 1.6. The three elements of the BER are:
- Primary Schools for the 21<sup>st</sup> Century – \$14.1 billion for all Australian primary schools, K–12 schools (primary school component) and special schools to build new iconic facilities such as libraries, multipurpose halls or classrooms or to upgrade existing facilities.
  - Science and Language Centres for 21<sup>st</sup> Century Secondary Schools – \$821.8 million for the construction of new science laboratories or language learning centres.
  - National School Pride – \$1.288 billion for all schools in Australia, government and non-government, for funding for minor capital works and maintenance projects.<sup>1</sup>
- 1.7. The largest component of BER, Primary Schools for the 21<sup>st</sup> Century, was made available to all Australian primary schools with available funding related to school size, as shown in Table 1.

Table 1 Indicative funding allocations for schools under P21

School size (FTEs)	Indicative funding caps
1 to 50	\$250,000
51 to 150	\$850,000
151 to 300	\$2,000,000
301 to 400	\$2,500,000
401+	\$3,000,000

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 23.

- 1.8. Government school projects were managed by the Victorian Department of Education and Early Childhood Development and non-government school projects by their respective Block Grant Authorities. In effect, non-government school projects were managed by each school at a local level, while the vast majority of government school projects were managed centrally.

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<sup>1</sup> Department of Education, Employment and Workplace Relations, *Building the Education Revolution Guidelines*, Version 3, 21 September 2009, 2.

- 1.9. The *Building the Education Revolution Guidelines*, Version 3 (21 September 2009) set out full details of each element of the program including such matters as eligibility, administrative arrangements, timelines and conditions.<sup>2</sup>
- 1.10. The Committee was advised by the Department of Education and Early Childhood Development that the BER program will deliver 2,904 projects valued at \$2.5 billion in Victorian government schools, resulting in the following investments:
- \$204 million invested in 1,581 schools to undertake minor refurbishment and maintenance works under the National School Pride program;
  - \$2.2 billion invested in 1,253 construction and refurbishment projects in schools under the Primary Schools for the 21<sup>st</sup> Century program; and
  - \$137 million invested in 70 Victorian government schools in disadvantaged areas under the Science and Language Centres for 21<sup>st</sup> Century Secondary Schools program.<sup>3</sup>

#### Overview of funding for the BER program

- 1.11. The following tables provide an overview of funding under the BER program. Tables 2 to 5 show the level of funding for each element of the BER program across Australia, while Tables 6 and 7 provide a breakdown of BER projects in Victoria.

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<sup>2</sup> Department of Education, Employment and Workplace Relations, *Building the Education Revolution Guidelines*, Version 3, 21 September 2009.

<sup>3</sup> Department of Education and Early Childhood Development, Written Submission, 30 July 2010.

*Inquiry into the Administration of the Federal Government's BER Program in Victoria*

Table 2 Funding for the National School Pride program, by jurisdiction and education authority

State	Education Authority	Number of Projects	Number of Schools	Amount Funded (\$)	Percentage per sector per State/Territory
Australia	Government	9,558	6,818	883,390,615	69.57%
	Catholic	2,531	1,689	248,429,000	19.56%
	Independent	1,059	990	138,003,484	10.87%
	<b>Total</b>	<b>13,148</b>	<b>9,497</b>	<b>1,269,823,099</b>	<b>100.00%</b>
New South Wales	Government	2,181	2,181	287,525,000	69.28%
	Catholic	1,111	573	84,375,000	20.33%
	Independent	320	315	43,130,989	10.39%
	<b>Total</b>	<b>3,612</b>	<b>3,069</b>	<b>415,030,989</b>	<b>100.00%</b>
Victoria	Government	1,582	1,581	204,825,000	67.87%
	Catholic	528	484	67,000,000	22.20%
	Independent	213	212	29,949,362	9.92%
	<b>Total</b>	<b>2,323</b>	<b>2,277</b>	<b>301,774,362</b>	<b>100.00%</b>
Queensland	Government	3,118	1,259	165,462,900	69.69%
	Catholic	491	287	45,279,000	19.07%
	Independent	178	177	26,696,694	11.24%
	<b>Total</b>	<b>3,787</b>	<b>1,723</b>	<b>237,438,594</b>	<b>100.00%</b>
Western Australia	Government	1,320	773	97,727,715	70.90%
	Catholic	210	158	23,525,000	17.07%
	Independent	130	130	16,588,764	12.03%
	<b>Total</b>	<b>1,660</b>	<b>1,061</b>	<b>137,841,479</b>	<b>100.00%</b>
South Australia	Government	920	590	72,900,000	70.98%
	Catholic	105	105	15,850,000	15.43%
	Independent	147	93	13,957,443	13.59%
	<b>Total</b>	<b>1,172</b>	<b>788</b>	<b>102,707,443</b>	<b>100.00%</b>
Tasmania	Government	203	202	26,625,000	75.16%
	Catholic	37	37	5,375,000	15.17%
	Independent	33	29	3,424,950	9.67%
	<b>Total</b>	<b>273</b>	<b>268</b>	<b>35,424,950</b>	<b>100.00%</b>
Australia Capital Territory	Government	84	82	12,550,000	64.84%
	Catholic	30	30	4,950,000	25.57%
	Independent	14	14	1,855,282	9.59%
	<b>Total</b>	<b>128</b>	<b>126</b>	<b>19,355,282</b>	<b>100.00%</b>
Northern Territory	Government	150	150	15,775,000	77.90%
	Catholic	19	15	2,075,000	10.25%
	Independent	24	20	2,400,000	11.85%
	<b>Total</b>	<b>193</b>	<b>185</b>	<b>20,250,000</b>	<b>100.00%</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 19.



Table 3 Funding for Primary Schools for the 21<sup>st</sup> Century, by jurisdiction and education authority

State	Education Authority	Number of Projects	Number of Schools	Amount Funded (\$)	Percentage per sector per State/Territory
Australia	Government	7,497	5,675	9,508,054,501	68.64%
	Catholic	2,102	1,370	2,754,328,560	19.88%
	Independent	1,098	917	1,590,099,643	11.48%
	<b>Total</b>	<b>10,697</b>	<b>7,962</b>	<b>13,852,482,704</b>	<b>100.00%</b>
New South Wales	Government	2,426	1,784	2,985,100,000	68.62%
	Catholic	732	445	888,200,000	20.42%
	Independent	329	293	477,218,764	10.97%
	<b>Total</b>	<b>3,487</b>	<b>2,522</b>	<b>4,350,518,764</b>	<b>100.00%</b>
Victoria	Government	1,253	1,253	2,202,580,000	67.26%
	Catholic	563	396	749,500,000	22.89%
	Independent	217	195	322,600,000	9.85%
	<b>Total</b>	<b>2,033</b>	<b>1,844</b>	<b>3,274,680,000</b>	<b>100.00%</b>
Queensland	Government	1,660	1,080	1,789,000,259	68.29%
	Catholic	359	228	495,940,935	18.93%
	Independent	217	166	334,701,725	12.78%
	<b>Total</b>	<b>2,236</b>	<b>1,474</b>	<b>2,619,642,919</b>	<b>100.00%</b>
Western Australia	Government	1,008	673	1,126,555,600	69.99%
	Catholic	225	139	282,737,625	17.57%
	Independent	161	122	200,350,104	12.45%
	<b>Total</b>	<b>1,394</b>	<b>934</b>	<b>1,609,643,329</b>	<b>100.00%</b>
South Australia	Government	720	517	824,150,000	69.19%
	Catholic	111	92	198,150,000	16.64%
	Independent	102	84	168,829,050	14.17%
	<b>Total</b>	<b>933</b>	<b>693</b>	<b>1,191,129,050</b>	<b>100.00%</b>
Tasmania	Government	217	168	269,518,642	74.79%
	Catholic	47	32	59,650,000	16.55%
	Independent	32	27	31,200,000	8.66%
	<b>Total</b>	<b>296</b>	<b>227</b>	<b>360,368,642</b>	<b>100.00%</b>
Australia Capital Territory	Government	68	66	138,100,000	61.83%
	Catholic	45	25	55,350,000	24.78%
	Independent	18	13	29,900,000	13.39%
	<b>Total</b>	<b>131</b>	<b>104</b>	<b>223,350,000</b>	<b>100.00%</b>
Northern Territory	Government	145	134	173,050,000	77.55%
	Catholic	20	13	24,800,000	11.11%
	Independent	22	17	25,300,000	11.34%
	<b>Total</b>	<b>187</b>	<b>164</b>	<b>223,150,000</b>	<b>100.00%</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 29.

Table 4 Funding for Science and Language Centres for 21<sup>st</sup> Century Secondary Schools, by jurisdiction and education authority

State	Education Authority	Number of Projects and Schools	Amount Funded (\$)	Percentage per sector per State/Territory
Australia	Government	377	571,656,207	70.60%
	Catholic	94	147,960,703	18.27%
	Independent	66	90,072,374	11.12%
	<b>Total</b>	<b>537</b>	<b>809,689,284</b>	<b>100.00%</b>
New South Wales	Government	118	150,808,043	70.68%
	Catholic	29	49,333,188	23.12%
	Independent	12	13,228,095	6.20%
	<b>Total</b>	<b>159</b>	<b>213,369,326</b>	<b>100.00%</b>
Victoria	Government	70	137,130,000	69.79%
	Catholic	19	30,475,000	15.51%
	Independent	20	28,879,867	14.70%
	<b>Total</b>	<b>109</b>	<b>196,484,867</b>	<b>100.00%</b>
Queensland	Government	94	155,260,000	77.71%
	Catholic	21	24,801,168	12.41%
	Independent	12	19,726,001	9.87%
	<b>Total</b>	<b>127</b>	<b>199,787,169</b>	<b>100.00%</b>
Western Australia	Government	25	34,060,000	63.59%
	Catholic	9	15,168,817	28.32%
	Independent	3	4,336,400	8.10%
	<b>Total</b>	<b>37</b>	<b>53,565,217</b>	<b>100.00%</b>
South Australia	Government	40	47,747,764	61.23%
	Catholic	8	15,253,000	19.56%
	Independent	13	14,982,023	19.21%
	<b>Total</b>	<b>61</b>	<b>77,982,787</b>	<b>100.00%</b>
Tasmania	Government	22	30,890,400	71.13%
	Catholic	5	8,880,000	20.45%
	Independent	3	3,660,728	8.43%
	<b>Total</b>	<b>30</b>	<b>43,431,128</b>	<b>100.00%</b>
Northern Territory	Government	8	15,760,000	62.87%
	Catholic	3	4,049,530	16.15%
	Independent	3	5,259,260	20.98%
	<b>Total</b>	<b>14</b>	<b>25,068,790</b>	<b>100.00%</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 35.

Table 5 Administration funding under the BER program, by jurisdiction and education authority

State	Education Authority	NSP Administration Funding (\$)	P21 Administration Funding (\$)	SLC Administration Funding (\$)	Total Administration Funding (\$)
Australia	Government	13,250,860	142,620,818	8,574,843	164,446,521
	Non-Government	5,797,986	65,166,423	3,568,996	74,533,405
	<b>Total</b>	<b>19,048,846</b>	<b>207,787,241</b>	<b>12,143,839</b>	<b>238,979,926</b>
New South Wales	Government	4,312,875	44,776,500	2,262,121	51,351,496
	Catholic	1,265,625	13,323,000	739,998	15,328,623
	Independent	647,715	7,158,281	197,671	8,003,667
	<b>Total</b>	<b>6,226,215</b>	<b>65,257,781</b>	<b>3,199,790</b>	<b>74,683,786</b>
Victoria	Government	3,072,375	33,038,700	2,056,950	38,168,025
	Catholic	1,005,000	11,242,500	457,125	12,704,625
	Independent	449,240	4,839,000	433,198	5,721,438
	<b>Total</b>	<b>4,526,615</b>	<b>49,120,200</b>	<b>2,947,273</b>	<b>56,594,088</b>
Queensland	Government	2,481,944	26,835,004	2,328,900	31,645,848
	Catholic	679,185	7,439,114	372,018	8,490,317
	Independent	400,450	5,020,526	295,890	5,716,866
	<b>Total</b>	<b>3,561,579</b>	<b>39,294,644</b>	<b>2,996,808</b>	<b>45,853,031</b>
Western Australia	Government	1,465,916	16,898,334	510,900	18,875,150
	Catholic	352,875	4,241,064	227,532	4,821,471
	Independent	249,581	3,005,252	64,296	3,319,129
	<b>Total</b>	<b>2,068,372</b>	<b>24,144,650</b>	<b>802,728</b>	<b>27,015,750</b>
South Australia	Government	1,093,500	12,362,250	716,216	14,171,966
	Catholic	237,750	2,972,250	228,795	3,438,795
	Independent	209,362	2,532,436	224,730	2,966,528
	<b>Total</b>	<b>1,540,612</b>	<b>17,866,936</b>	<b>1,169,741</b>	<b>20,577,289</b>
Tasmania	Government	399,375	4,042,780	463,356	4,905,511
	Catholic	80,625	894,750	133,200	1,108,575
	Independent	51,374	468,000	54,911	574,285
	<b>Total</b>	<b>531,374</b>	<b>5,405,530</b>	<b>651,467</b>	<b>6,588,371</b>
Australia Capital Territory	Government	188,250	2,071,500	0	2,259,750
	Joint BGA	102,079	1,278,750	0	1,380,829
	<b>Total</b>	<b>290,329</b>	<b>3,350,250</b>	<b>0</b>	<b>3,640,579</b>
Northern Territory	Government	236,625	2,595,750	236,400	3,068,775
	Joint BGA	67,125	751,500	139,632	958,257
	<b>Total</b>	<b>303,750</b>	<b>3,347,250</b>	<b>376,032</b>	<b>4,027,032</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 40.

Table 6 Funding for BER projects in Victoria, by sector and BER program element

Education Authority	Total Project Funding			Total Projects	Total Administration Funding (\$)	Total BER Funding (\$)
	NSP (\$)	P21 (\$)	SLC (\$)			
Government	204,825,000	2,202,580,000	137,130,000	2,905	38,168,025	2,582,703,025
Catholic	67,000,000	749,500,000	30,475,000	1,110	12,704,625	859,679,625
Independent	29,949,362	322,600,000	28,879,867	450	5,721,438	387,150,667
<b>Total</b>	<b>301,774,362</b>	<b>3,274,680,000</b>	<b>196,484,867</b>	<b>4,465</b>	<b>56,594,088</b>	<b>3,829,533,317</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 44.

Table 7 Number of Victorian schools with one or more BER projects, by sector and funding amount

Education Authority	Number of Schools with BER projects			Funding Amount (\$)
	1 project	2 projects	3 or more projects	
Government	270	1,307	7	2,544,535,000
Catholic	65	228	191	846,975,000
Independent	14	163	35	381,429,229
<b>Total</b>	<b>349</b>	<b>1,698</b>	<b>233</b>	<b>3,772,939,229</b>

Source: Department of Education, Employment and Workplace Relations, *Building the Education Revolution: National Coordinator's Implementation Report, February–September 2009* (Canberra: DEEWR, 2009), 45.

## Progress on investigations

### Inquiry methodology

- 1.12. On Monday 7 June 2010, the Committee received background briefings from representatives of the education authorities responsible for implementing the BER program in Victoria (refer Appendix A).
- 1.13. The terms of reference were advertised in *The Age* and *Herald Sun* on Saturday 12 June 2010, *The Age Education* on Monday 21 June 2010, *Herald Sun Learn* on Tuesday 15 June 2010 and *Shine* on Monday 12 July 2010.
- 1.14. During the week commencing 21 June 2010, the Committee wrote to all Victorian schools advising them of the terms of reference and inviting written submissions. A mail-out to approximately 500 other organisations and individuals, including government departments and agencies, the building and construction industry, principal and teacher associations and relevant unions was also conducted.
- 1.15. The Committee requested that submissions be made by Friday 23 July 2010 wherever possible.
- 1.16. To date, the Committee has received 61 written submissions (refer Appendix B). Submissions have been received from the following key stakeholder groups:
  - Schools 28 submissions
  - Government departments 2 submissions

- Architects/architectural firms 11 submissions
- Construction companies 6 submissions
- Unions 3 submissions
- Industry associations 4 submissions
- Local councils 2 submissions
- Interested citizens 1 submission
- Other 4 submissions

1.17. As noted above, the Committee has received 28 submissions from Victorian schools. These include 23 from primary schools, 1 from a secondary school and 4 from primary/secondary schools. In total, 24 of the submissions from schools were from the government sector, 1 from the Catholic sector and 3 from the independent sector. Additionally, the Committee received a submission from the Principals' Association of Specialist Schools Victoria, which summarised the results of a survey, to which it had received 30 responses from schools. The Committee also received submissions from the Australian Education Union (Victoria) and the Victorian Independent Education Union.

1.18. The Committee has also been monitoring media articles since 3 May 2010 and collected over 300 newspaper articles on matters relating to BER. These include both Victorian and national stories and have been sourced from the *Herald Sun*, *The Age*, *The Australian* and local newspapers.

#### Future activities

1.19. The Committee is not, at this time, in a position to comment on matters relating to the BER program. The Committee has not held any public hearings, has not made any school visits and has not discussed the contents of submissions received.

1.20. The Committee will consider scheduling public hearings later this year, subject to it completing its other current inquiry, for which a final report is due to be tabled in Parliament by 7 October 2010.

1.21. The Committee notes that the Parliament will dissolve prior to the date set for the completion of its final report on this inquiry. If a final report has not been tabled prior to the dissolution of the 56<sup>th</sup> Parliament, the inquiry will lapse. Should this occur, it is possible that the 57<sup>th</sup> Parliament may refer the inquiry back to the Education and Training Committee (or another relevant committee) for completion.

Adopted by the Education and Training Committee

Committee Room, 55 St Andrews Place

East Melbourne

30 August 2010



# Appendix A

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## Briefings

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Melbourne, 7 June 2010

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Name	Position	Organisation
Mr Jeff Rosewarne	Chief Operating Officer and Deputy Secretary, Office for Resources and Infrastructure	Department of Education and Early Childhood Development
Mr Jim Miles	General Manager, Infrastructure and Resources Strategy	Department of Education and Early Childhood Development
Dr Peter Stewart	General Manager, Infrastructure	Department of Education and Early Childhood Development
Ms Megan Ioannou	Manager, Infrastructure and Capital Funding	Catholic Education Commission of Victoria
Mr Ross Fox	Senior Advisor, Funding and Government Relations	Catholic Education Commission of Victoria
Mr Tim Johnston	Director, Public Affairs	Independent Schools Victoria
Mr Peter Roberts	Director, School Services	Independent Schools Victoria





# Appendix B

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## Submissions

<b>Name of individual/organisation</b>	<b>Date received</b>
Willmott Park Primary School Council	15 June 2010
GMF Architects Pty Ltd	16 June 2010
DL Design Group	16 June 2010
Maroona Primary School	18 June 2010
Hooker Cockram Projects Limited	21 June 2010
Hillcrest Christian College	23 June 2010
Mr Ange Kenos, Niddrie	23 June 2010
The Peninsula School	24 June 2010
Woorinen District Primary School	25 June 2010
AW Nicholson Pty Ltd	25 June 2010
Dunkeld Consolidated Primary School Council	25 June 2010
Mildura Senior College Council	28 June 2010
Glen Park Primary School	2 July 2010
Ocean Grove Primary School	5 July 2010
Mr Mark White, Manager, Construction Supplier Register, Department of Transport	6 July 2010
City of Stonnington	6 July 2010
Horsham Rural City Council	6 July 2010
Victorian Trades Hall Council on behalf of the VTHC Building Industry Group of Unions	6 July 2010
Lakeside Lutheran College	13 July 2010
Southern Vale Homes	14 July 2010

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<b>Name of individual/organisation</b>	<b>Date received</b>
Building Commission	14 July 2010
Warburton Primary School Council	15 July 2010
Hazelwood North Primary School Council	16 July 2010
Bayside P-12 College Council	16 July 2010
Berwick Primary School Council	16 July 2010
Mountain Creek Architecture	19 July 2010
BDH Constructions	19 July 2010
Hepburn Primary School Council	19 July 2010
Fish Creek and District Primary School	19 July 2010
Lake Charm Primary School	21 July 2010
Bannockburn Primary School Council	22 July 2010
Craigieburn South Primary School	22 July 2010
Master Builders Association of Victoria	22 July 2010
Spaces Pty Ltd	22 July 2010
Gladesville Primary School Council	22 July 2010
St Mary's Catholic Primary School	23 July 2010
Civil Contractors Federation Victoria	23 July 2010
BHA Architects	23 July 2010
St Albans Heights Primary School	23 July 2010
Chiltern Primary School Council	23 July 2010
Mr Des Pearson, Auditor-General	23 July 2010
Vaughan Constructions	23 July 2010
Atelier Wagner Architects	23 July 2010
Foursight Architects Pty Ltd	23 July 2010
Australasian Playgrounds Pty Ltd	23 July 2010
Greg Jones & Partners Pty Ltd	23 July 2010
Dartmoor Primary School	23 July 2010
NOWarchitecture	23 July 2010
Bovis Lend Lease	23 July 2010

Name of individual/organisation	Date received
Mr Stephen Clements, Architect	23 July 2010
Architectus Group Pty Ltd	23 July 2010
Avenel Primary School	26 July 2010
Principals' Association of Specialist Schools Victoria Inc	26 July 2010
Skipton Primary School Council	26 July 2010
Victorian Independent Education Union	27 July 2010
Australian Institute of Architects, Victorian Chapter	28 July 2010
Department of Education and Early Childhood Development	30 July 2010
Australian Education Union (Victoria)	30 July 2010
Structural Steel Fabricators Association (Victoria)	4 August 2010
Jells Park Primary School Council	10 August 2010
Cavendish Primary School Council	30 August 2010



