

Parents and Citizens' (P&C) Associations— Persons convicted of an indictable offence

Members of Parents and Citizens' (P&C) Associations who have an active conviction for an indictable offence are prohibited from serving on a P&C Association's executive committee and subcommittees.

What is an indictable offence?

The most serious types of criminal offences are referred to as indictable offences.

These are typically heard and sentenced in the Supreme Court or District Court, requiring prosecution or conviction through an indictment before a jury.

However, many indictable offences can now be dealt with summarily, meaning they are heard in a Magistrates Court without a jury.

Who should disclose a conviction for an indictable offence?

Any person with an active conviction cannot serve in a P&C executive or subcommittee role.

An active conviction is a formal finding of guilt by a court that remains on an individual's criminal record and is disclosable on background checks.

Spent convictions are not considered an indictable offence for the purposes of P&C roles and nominations.

A spent conviction is a conviction that has lapsed under the [Spent Convictions Scheme](#) and no longer needs to be disclosed.

How does this legislative provision support P&Cs?

The provision helps safeguard the integrity of P&Cs, their executive and subcommittees and mirrors the same standards as those already required by school council members.

What should I do if I have an active conviction for an indictable offence?

If you have an active conviction for an indictable offence and currently hold a P&C executive or subcommittee role, you are ineligible to continue in that position.

In this case, you must resign from your executive and/or subcommittee roles.

Can a P&C office holder be removed?

Yes. Clause 20 of the [P&C association model constitution](#) outlines the process for removing an executive member.

If removal is required due to a conviction for an indictable offence, this process can only begin after the appeal period for the conviction has ended.

Further information

P&Cs can seek further advice and support from [P&Cs Qld](#), or refer to the Department of Education's [Parents and Citizens' Association](#) procedure and [Frequently asked questions](#).

For more information about criminal history checks, visit the Queensland Government's [Criminal history checks](#) website.

In all circumstances, if in doubt, please seek legal advice.