

## New Zealand.



REPEALED: See Act, 19 <sup>14</sup> No. <sup>56</sup>

### ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"> <li>1. Short Title.</li> <li>2. Section 73 of principal Act amended.</li> <li>3. Section 89 of principal Act amended.</li> <li>4. Disestablishment of schools. Repeal.</li> <li>5. Section 102 of principal Act amended.</li> <li>6. Military drill in public schools. Repeal.</li> <li>7. Section 145 of principal Act amended.</li> </ol> | <ol style="list-style-type: none"> <li>8. Appointment of Director and Inspectors of physical training.</li> <li>9. Section 149 of principal Act amended. Section 15 of Amendment Act, 1908, amended.</li> <li>10. Section 191 of principal Act amended.</li> <li>11. Appeal by teacher in secondary school.</li> <li>12. Section 8 of Amendment Act, 1910, amended.</li> <li>13. Section 11 of Amendment Act, 1910, amended.</li> </ol> |
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1912, No. 40.

AN ACT to amend the Education Act, 1908.

[7th November, 1912.]

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. This Act may be cited as the Education Amendment Act, 1912, and shall form part of and be read together with the Education Act, 1908 (hereinafter referred to as the principal Act).

Section 73 of principal Act amended.

2. Section seventy-three of the principal Act is hereby amended as to paragraph (g) thereof by omitting the words "the college of the university district to which he belongs," and substituting the following words: "some college affiliated to the University"; and further by omitting all the words after the words "Provided that," and substituting the words "the holder of a senior scholarship may, on giving notice to the Chancellor of the University of New Zealand, pursue his studies at some affiliated college other than that in which he may have originally entered."

Section 89 of principal Act amended.

3. Section eighty-nine of the principal Act is hereby amended by adding to the definition of "net annual income derived from endowments" the words "Provided that the expenditure on new buildings shall not be deducted unless the Minister is satisfied that those buildings were necessary for the purposes of the secondary school."

4. (1.) Notwithstanding anything in the principal Act, the Minister may—

Disestablishment of schools.

(a.) Disestablish any district high school in which there are less than twelve pupils holding certificates of proficiency, or disestablish any district high school if he considers that

sufficient means of secondary instruction are already provided in the same district by another district high school, or by a day technical school, or by a secondary school providing free places in accordance with regulations made under that Act;

- (b.) Disestablish any day technical school in which there are less than forty pupils, or disestablish any day technical school if he considers that sufficient means of similar instruction are already provided in the same district by another day technical school, or by a district high school, or by a secondary school providing free places as aforesaid:
- (c.) Disestablish any high school established under section ninety-four of the principal Act in which there are less than forty pupils holding certificates of proficiency, or disestablish any such high school if he considers that sufficient means of secondary instruction are already provided in the same district by a district high school, or by a day technical school, or by another secondary school providing free places as aforesaid.

Repeal.

(2.) This section is in substitution for section one hundred and one of the principal Act, which section is hereby accordingly repealed.

Section 102 of principal Act amended.

5. Section one hundred and two of the principal Act is hereby amended by inserting, after the word "secondary," the words "or technical."

Military drill in public schools.

6. (1.) In any public school where there is a qualified instructor provision may be made in accordance with regulations for the instruction in military drill of boys between the ages of twelve and fourteen years, and such drill shall be subject to inspection, at such convenient times as may be arranged with the Board of Education, by an officer appointed by the Commandant of the Defence Forces.

Repeal.

(2.) This section is in substitution for section one hundred and forty-four of the principal Act, which is hereby repealed.

Section 145 of principal Act amended.

7. Section one hundred and forty-five of the principal Act is hereby amended—

- (a.) As to subsection one thereof, by inserting, after the words "physical drill," the words "as prescribed by regulations"; and also by omitting the words "over the age of eight years";
- (b.) As to subsection two thereof, by omitting the words "with the approval of the Minister," and substituting the words "in accordance with regulations," and omitting the words "of the required age"; and
- (c.) As to subsection four thereof, by omitting the words "over the age of eight years."

Appointment of Director and Inspectors of Physical Training.

8. (1.) The Governor may from time to time appoint a Director of Physical Training and such Inspectors and teachers of physical training as he thinks fit, who shall be under the control of the Minister of Education.

(2.) Every public school shall, at such convenient times as may be agreed upon by the Director and the Board of Education, be open to the Director or any Inspector of Physical Training for the purpose

of inspecting and assisting the physical training given in such school and of reporting thereon to the Minister, and a copy of every such report shall be sent to the Board of Education.

(3.) The Director or any Inspector of Physical Training may, on the request of the teacher or managers of any private school in which there are children whose age is over five and not over fourteen, inspect such school in respect to the physical training given therein, and such inspection shall be conducted in the same way as the inspection of the physical training in public schools.

(4.) The Minister shall, in the annual report upon the progress and condition of public education in New Zealand, report upon the efficiency of the physical training given in the public schools.

9. (1.) Section one hundred and forty-nine of the principal Act is hereby amended by repealing subsection five thereof.

Section 149 of principal Act amended.

(2.) Section fifteen of the Education Amendment Act, 1908, is hereby amended by omitting all words down to and including the words "the same Act," and substituting the words "Section one hundred and sixty of the principal Act."

Section 15 of Amendment Act, 1908, amended.

10. Section one hundred and ninety-one of the principal Act is hereby amended by inserting, after the words "the therein-mentioned classes" in subsection two, the words "or of establishing scholarships tenable by students attending or who have attended such classes."

Section 191 of principal Act amended.

11. (1.) In the case of an appeal by a teacher in a secondary school against dismissal or suspension, the Teachers' Court of Appeal shall consist of—

Appeal by teacher in secondary school.

(a.) Such Magistrate in the district where the appellant teacher was employed at the time of his dismissal or suspension as the Minister appoints;

(b.) One person to be nominated in the prescribed manner either by a corporation of teachers resident in that district or by any corporation of teachers in secondary schools; and

(c.) One person to be similarly nominated by the Board which dismissed or suspended the appellant.

(2.) Section two hundred and six of the principal Act shall be read and construed as if this section were incorporated therein.

12. Section eight of the Education Amendment Act, 1910, is hereby amended by adding thereto the following subsection:—

Section 8 of Amendment Act, 1910, amended.

"(2.) Any Medical Inspector of Schools may at all reasonable times enter into or upon any public school building and examine the children attending the school, and notify the parents or guardians of any such child of any disease or bodily defect from which in his opinion the child may be suffering."

13. Section eleven of the Education Amendment Act, 1910, is hereby amended—

Section 11 of Amendment Act, 1910, amended.

(a.) By inserting, after the words "sent to that institution" in subsection five, the words "and thereupon the Director or principal of the institution shall be entitled to the exclusive custody and control of such child"; and

(b.) By omitting from the same subsection the words "and may also make an order directing," and substituting the words "By the same or any other order the Magistrate may direct."