

# EDUCATION ORDINANCE 1962.

## No. 42 of 1962.

### An Ordinance to amend the *Education Ordinance* 1957-1959.

[Assented to 1st November, 1962.]

**B**E it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act* 1910-1961, as follows:—

Short title  
and citation.

1.—(1.) This Ordinance may be cited as the *Education Ordinance* 1962.

(2.) The *Education Ordinance* 1957-1959 is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Education Ordinance* 1957-1962.

Commence-  
ment.

2. This Ordinance shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.\*

Excuses for  
non-  
attendance.

3. Section seven of the Principal Ordinance is amended by inserting in paragraph (b), after the word “section”, the words “or while the child is suspended from attendance at school or expelled from school in accordance with section 8A. of this Ordinance”.

Children  
not to attend  
school in  
certain  
circumstances.

4. Section eight of the Principal Ordinance is amended—

(a) by omitting sub-section (2.) and inserting in its stead the following sub-section:—

“ (2.) The head teacher of a school at which a child is enrolled may give notice in writing to a parent of the child that the child is not to attend school for a period specified in the notice and not exceeding one month, on the ground that—

(a) the child is suffering from an infectious or contagious disease; or

(b) the presence of the child at school would, in his opinion, be injurious to the health or moral welfare of other children attending school, by

reason of the child's insolence, repeated disobedience, immoral conduct, serious breach of discipline or gross want of cleanliness."; and

- (b) by omitting from sub-section (3.) the words "or, if no period is so specified, during the subsistence of the ground specified in the notice".

5. After section eight of the Principal Ordinance the following section is inserted:—

"8A.—(1.) Where the head teacher of a school at which a child is enrolled is of the opinion that the child should be suspended from attendance at the school by reason of—

Administrator  
may expel  
child from  
school.

(a) the extreme seriousness of; or

(b) the continuance, after the expiration of a notice given under the last preceding section, of,

either of the grounds specified in sub-section (2.) of the last preceding section, he may suspend the child from attendance at school.

"(2.) Where the head teacher has suspended a child under the last preceding sub-section, the suspension shall remain in force for a period of two months or until the Administrator in Council decides whether or not the child shall be expelled, whichever is the earlier.

"(3.) Where the head teacher has suspended a child under sub-section (1.) of this section, he shall immediately furnish notice of the suspension and a full report of the circumstances to a parent of the child and to the Administrator.

"(4.) The Administrator in Council may, if he considers it necessary in the interests of other children attending school, determine that the child be expelled from school.

"(5.) The Administrator in Council may at any time review a determination made under the last preceding sub-section and, if he is of the opinion that the child should be no longer expelled from school, he may determine that the expulsion be terminated.

"(6.) The Administrator shall ensure that notice of a determination under either of the last two preceding sub-sections is given as soon as practicable by post to a parent of the child.

"(7.) A parent of a child in respect of whom a notice has been given—

- (a) that the child be suspended from attendance at school; or

(b) that the child be expelled from school, shall ensure that the child does not attend school while the child is suspended from attendance at school or expelled from school in accordance with this section.

Penalty: For a first offence—Ten shillings;

For a subsequent offence—Five pounds.

“(8.) In this section, ‘school’ means every public school in the Territory.”.

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