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## EDUCATION ACT 1928

### EDUCATION AMENDMENT REGULATIONS (No. 2) 1995

Made by the Minister for Education.

#### Citation

1. These regulations may be cited as the *Education Amendment Regulations (No. 2) 1995*.

#### Principal regulations

2. In these regulations the *Education Regulations 1960\** are referred to as the principal regulations.

[\* *Reprinted as at 28 September 1989.*  
*For amendments to 9 August 1995 see 1994 Index to Legislation of Western Australia, Table 4, pp. 62-63, and Gazette of 16 May 1995 at p. 1843.*]

#### Regulation 25A inserted

3. After regulation 25 of the principal regulations the following regulation is inserted —

“

#### Duty statements

**25A.** (1) Without limiting regulation 36, the chief executive officer may from time to time prepare and issue duty statements for teachers.

(2) A duty statement is a document providing for the duties that a teacher is to perform.

(3) A duty statement —

- (a) need not be exhaustive of all of the duties that a teacher is to perform;
- (b) may be expressed to apply to —
  - (i) a particular teacher; or
  - (ii) any group or category of teachers, either with or without exceptions;
- (c) may be expressed to apply at all times or at a specified time or for a specified period;

- (d) may confer a discretionary authority on the principal;
- (e) may be amended, added to or cancelled by the chief executive officer; and
- (f) may be replaced by another duty statement made by the chief executive officer.

(4) A duty statement for a teacher is not binding on the teacher unless a copy of it has been given to the teacher personally by the principal.

(5) Subject to subregulation (4), a teacher is to comply with a duty statement that applies to the teacher or the group or category of teachers to which the teacher belongs.

(6) In this regulation —

“**duty statement**” includes any amendment or addition to a duty statement.

”.

#### **Regulation 31 amended**

4. Regulation 31 (2) of the principal regulations is amended by inserting after “teaching duties” the following —

“ , or the duties that the teacher has under regulation 25A, ”.

#### **Regulation 31A amended**

5. (1) After regulation 31A (1) of the principal regulations the following subregulation is inserted —

“

(1a) A teacher shall not encourage, counsel or incite a child not to attend school.

”.

(2) Regulation 31A (2) of the principal regulations is amended by inserting after “teaching duties” the following —

“ , or the duties that the teacher has under regulation 25A, ”.

#### **Regulation 36 amended**

6. Regulation 36 (1) of the principal regulations is amended by deleting “, and that the time table is signed both by the teacher and himself”.

N. F. MOORE, Minister for Education.

