

**Reprint  
as at 1 August 2020**

## **Education Amendment Act 1996**

Public Act     1996 No 98  
Date of assent     2 September 1996

Education Amendment Act 1996: repealed, on 1 August 2020, pursuant to section 669(3)(b) of the Education and Training Act 2020 (2020 No 38).

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**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this reprint. See the notes at the end of this reprint for further details.

**This Act is administered by the Ministry of Education.**

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## **An Act to amend the Education Act 1989**

### **BE IT ENACTED by the Parliament of New Zealand as follows:**

#### **1 Short Title**

- (1) This Act may be cited as the Education Amendment Act 1996, and shall be read together with and deemed part of the Education Act 1989 (hereinafter referred to as the principal Act).
- (2) This Act shall come into force on the 1st day of January 1997.

### **Part 1**

#### **Control and management of state schools**

#### **2 Staff**

This section substituted section 65 of the principal Act.

### **Part 2**

#### **Teacher registration**

#### **3 Interpretation**

- (1) This subsection inserted section 120(ba) of the principal Act.
- (2) This subsection inserted the definitions **Registered private school**, **Satisfactory recent teaching experience**, **School authority**, and **Teaching position** in section 120 of the principal Act.
- (3) This subsection substituted section 122(d) of the principal Act.
- (4) This subsection substituted section 123(3) of the principal Act.

#### **4 Restrictions on appointment and employment of teaching staff**

This section inserted the heading “Restrictions on Appointment and Employment of Teaching Staff” and sections 120A and 120B of the principal Act.

#### **5 Determining whether or not employment satisfactorily completed**

This section substituted section 125 of the principal Act.

## **6 Appeals from decisions of Registration Board**

This section amended section 126(1) of the principal Act.

## **7 Expiry of registration**

- (1) This subsection amended section 127(1)(a) of the principal Act.
- (2) This subsection substituted section 127(5) of the principal Act.
- (3) This section amended section 126(1) of the principal Act.

## **8 Limited authority to teach**

This section inserted the heading “Limited Authority to Teach”, and sections 130A to 130H of the principal Act.

## **9 Transitional**

- (1) Subject to subsection (3) of this section, this subsection applies to every person who, immediately before the commencement of this Act,—
  - (a) Either held, or had been appointed to but not yet taken up, a teaching position (within the meaning of section 120 or section 315(1) of the principal Act); and
  - (b) Did not hold a **practising certificate** (within the meaning of section 120 of the principal Act).
- (2) Until the close of the 31st day of December 1997, the principal Act shall apply to every person to whom subsection (1) of this section applies as if that person holds a limited authority to teach.
- (3) Sections 130D and 130E of the principal Act shall apply to every person to whom this section applies as if the reference in section 130G to cancelling a person’s authorisation is a reference to withdrawing the person’s authority to teach; and where the Registration Board withdraws a person’s authority to teach, subsection (2) of this section shall cease to apply to that person.

## **10 Consequential amendments**

- (1) This subsection inserted the definitions **Authorisation** and **List of authorised people** in section 120 of the principal Act.
- (2) This subsection inserted the heading “Teacher Registration” before section 121 of the principal Act.
- (3) This subsection substituted section 137(d) and inserted section 137(e) to (i) of the principal Act.

## **11 Membership of Registration Board**

This section substituted section 132(3) of the principal Act.

## **12 Registration Board may disclose certain information**

This section section 135A of the principal Act.

**13 Board to notify cancellations**

This section substituted section 138 of the principal Act.

**14 New sections inserted**

This section inserted sections 138A and 138B of the principal Act.

**15 Restrictions on appointment and employment of teaching staff at kindergartens**

This section substituted section 315 of the principal Act.

## **Reprint notes**

### ***1 General***

This is a reprint of the Education Amendment Act 1996 that incorporates all the amendments to that Act as at the date of the last amendment to it.

### ***2 About this reprint***

This reprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

### ***3 Amendments incorporated in this reprint***

Education and Training Act 2020 (2020 No 38): section 669(3)(b)