

Education and Training Amendment Bill (No 2)

Government Bill

Explanatory note

General policy statement

The Education and Training Act 2020 (the **Act**) establishes and regulates an education system that—

- provides New Zealanders and those studying in New Zealand with the skills, knowledge, and capabilities that they need to fully participate in the labour market, society, and their communities; and
- supports their health, safety, and well-being; and
- assures the quality of the education provided and the institutions and educators that provide and support it; and
- honours Te Tiriti o Waitangi and supports Māori-Crown relationships.

The purpose of this Bill is to make amendments across a range of matters in the Act to give effect to new policy decisions and to make other minor and technical changes.

School board objectives

The Bill amends the objectives for school boards in governing schools by—

- making educational achievement the paramount objective (the highest-priority objective), while retaining the other objectives as supporting objectives (objectives that are essential and support the paramount objective); and
- adding a new supporting objective that school boards take all reasonable steps to ensure the attendance of the students enrolled in their school; and
- adding a new supporting objective that school boards ensure that schools use good quality assessment and aromatawai information to monitor and evaluate students' progress and achievement; and

- repositioning the requirement that schools achieve equitable outcomes for Māori students in the supporting objective relating to Te Tiriti o Waitangi to increase its visibility; and
- replacing the term “local curriculum” with “teaching and learning programmes” to strengthen the focus on the national curriculum.

Statement of national educational and learning priorities for early childhood education, primary education, and secondary education

The Bill removes the ability for the Minister of Education (the **Minister**) to issue a statement of national educational and learning priorities for early childhood education, primary education, and secondary education from the Act, and removes related references (including the education and learning objectives for early childhood education, primary education, and secondary education) from the Act and secondary legislation made under the Act.

Initial teacher education

The Bill strengthens the role of government in the Teaching Council and initial teacher education, including by—

- creating a legislated advisory role for the Secretary for Education (the **Secretary**), to require the Teaching Council to have regard to the Secretary’s advice when it reviews and proposes any changes to standards for qualification that lead to teacher registration and when it conducts, in conjunction with quality assurance agencies, approvals of teacher education programmes; and
- requiring the Teaching Council to consult the Minister before it makes changes to the standards for ongoing practice and criteria for the issuing of practising certificates; and
- requiring the Teaching Council to include, in its annual report, information on how it had regard to any relevant statement of government policy.

Freedom of expression

The Bill imposes a duty on university councils to protect and promote academic freedom and freedom of expression and requires them to—

- develop and adopt a statement on freedom of expression; and
- report on freedom of expression and academic freedom, including the number and nature of any complaints, through their annual report.

Attendance management plans

The Bill—

- requires school boards to have an attendance management plan that sets out processes and strategies for identifying and responding to student absences with the aim of returning students to regular attendance; and

- empowers the making of regulations that create more detailed requirements for school boards regarding attendance management plans.

Other amendments

The Bill also amends the Act by—

- extending the notification period for school strikes from 3 days to not less than 7 days; and
- strengthening the Teaching Council’s disciplinary and competence processes; and
- enabling national student numbers to be assigned, used, and collected for the purposes of the Performance-Based Research Fund or similar research initiatives and to validate the previous collation and use of national student numbers for those purposes; and
- making the requirement for the Minister to set fees that reimburse the Crown for expenditure relating to international students optional rather than mandatory; and
- making the requirement for the Minister to issue eligibility criteria relating to the appointment of principals optional rather than mandatory; and
- making minor and technical amendments to other provisions of the Act and to regulations made under the Act.

Departmental disclosure statement

The Ministry of Education is required to prepare a disclosure statement to assist with the scrutiny of this Bill. The disclosure statement provides access to information about the policy development of the Bill and identifies any significant or unusual legislative features of the Bill.

A copy of the statement can be found at <http://legislation.govt.nz/disclosure.aspx?type=bill&subtype=government&year=2025&no=140>

Regulatory impact statement

The Ministry of Education produced regulatory impact statements on 9 September, 8 October, 9 October, 21 November, 25 November, and 2 December 2024 to help inform the main policy decisions taken by the Government relating to the contents of this Bill.

Copies of these regulatory impact statements can be found at—

- <https://www.education.govt.nz/our-work/information-releases/advice-seen-our-ministers>
- <https://www.regulation.govt.nz/our-work/regulatory-impact-statements/>

Clause by clause analysis

Clause 1 is the Title clause.

Clause 2 is the commencement clause. It provides that the Bill comes into force on the day after Royal assent.

Clause 3 provides that the Bill amends the Education and Training Act 2020 (the **principal Act**).

Part 1 Amendments to principal Act

Amendments to Part 1 (preliminary provisions)

Clause 4 amends section 3, which provides an outline of the principal Act. The amendment repeals section 3(2)(b) as a consequence of the repeal of section 5.

Clause 5 repeals section 5, which provides that the Minister may, by notice in the *Gazette*, issue a statement of national education and learning priorities.

Clause 6 amends section 9, which sets out the provisions of the principal Act that relate to Te Tiriti o Waitangi. The amendments—

- repeal section 9(1)(b) as a consequence of the repeal of section 5; and
- replace section 9(1)(d) to take account of *new section 127* (as replaced by the Bill).

Clause 7 amends section 10(1), which is the main interpretation section in the principal Act, to signpost the current definition of academic freedom set out in section 267(4).

Amendments to Part 3 (primary and secondary education)

Clause 8 replaces section 127, which sets out the objectives of boards in governing State schools. *New section 127(1)* provides that the paramount objective of a board in governing a school is to ensure that every student at the school is able to attain their highest possible standard in educational achievement. *New section 127(2)* sets out supporting objectives for boards and contains a mix of existing requirements and new requirements. *New section 127(3)* defines the terms paramount objective and supporting objective.

Clause 9 inserts *new sections 137A to 137D* relating to the management of attendance at State schools.

New section 137A requires a board to have an attendance management plan for its school that sets out a strategy and a process for the school to identify and respond to student absences.

New section 137B requires a board to have regard to any guidelines on the management of school attendance issued by the Secretary when preparing an attendance management plan.

New section 137C requires a board to review its attendance management plan in accordance with regulations made under section 638.

New section 137D requires a board to make its attendance management plan publicly available on an internet site maintained by or on behalf of the board.

Clause 10 consequentially amends section 212O, which sets out duties that apply to sponsors of charter schools. The amendments replace section 212O(f) and repeal section 212O(g) to remove requirements for a charter school's chief executive, staff, and sponsor to have regard to any statement of national education and learning priorities.

Amendments to Part 4 (tertiary education and vocational education and training)

Clause 11 amends section 281, which sets out duties that apply to councils of institutions. The amendment inserts *new section 281(1)(g)*, which imposes a duty on the council of a university to protect and promote academic freedom in accordance with section 267 and freedom of expression in accordance with its statement on freedom of expression adopted under *new section 281A*.

Clause 12 inserts *new sections 281A and 281B*, which require the council of a university to adopt a statement on freedom of expression at the university and establish a complaints procedure relating to academic freedom and freedom of expression.

Clause 13 amends section 306, which sets out requirements relating to the annual report of an institution's council. The amendment inserts *new section 306(4)(h)*, which requires a university council's annual report to report on matters under *new sections 281(1)(g) and 281B* and any other matters prescribed by regulations made under *new section 651B*.

Amendments to Part 4A (wānanga)

Clause 14 amends section 398A, which provides an outline of Part 4A, to correct omissions relating to subpart 4 of Part 4A.

Amendments to Part 5 (performance, funding, and support)

Clause 15 makes several amendments to section 479, which sets out the functions and powers of the Teaching Council. The amendments—

- insert *new section 479(1)(ja)*, which confers a new function on the Teaching Council to review standards for ongoing practice or criteria for issue of practising certificates and, after consulting the Minister, to vary, delete, replace, or add 1 or more standards or criteria:
- adjust section 479(1)(pa) to expand the Teaching Council's current function of prosecuting breaches of some requirements of the principal Act to also include prosecuting failures to make mandatory reports to the Teaching Council:
- insert *new section 479(7)*, which requires the Teaching Council to consult the Secretary and have regard to advice given by the Secretary when it is perform-

ing its functions relating to standards for qualifications leading to teacher registration and approval of teacher education programmes.

Clause 16 amends section 483, which requires the Teaching Council to present to the House of Representatives an annual report on its operations that includes audited financial statements. *New section 483(2) and (3)* requires the annual report to also include a report on how the Teaching Council has complied with the requirement under section 482(5) to have regard to any relevant statement of Government policy.

Clause 17 amends section 497, which sets out the powers of the Complaints Assessment Committee (the CAC) in respect of matters referred to it by the Teaching Council under section 496. The amendments—

- insert *new section 497(2)(d)*, which provides that, following an investigation, the CAC may refer the matter back to the Teaching Council;
- adjust section 497(3)(b) to provide that the CAC may, if it makes a finding of misconduct or serious misconduct, with the agreement of the teacher concerned, impose conditions for a specified period on the teacher's practising certificate or limited authority to teach (LAT);
- adjust section 497(3)(e) to provide that the CAC may also direct the Teaching Council to impose conditions on any subsequent LAT issued to the teacher.

Clause 18 amends section 500, which sets out the powers of the Disciplinary Tribunal following a hearing of a charge of serious misconduct, or a hearing into any matter referred to it by the CAC. The amendment adjusts section 500(1)(j) so that the Disciplinary Tribunal may direct the Teaching Council to impose conditions on any subsequent LAT issued to a teacher.

Clause 19 amends section 508, which sets out the powers of the Competence Authority after it has made a finding that a teacher has not attained the required level of competence. The amendments—

- adjust section 508(a)(i) to provide that the Competence Authority may impose conditions on the teacher's practising certificate or LAT for a specified period;
- replace section 508(b) to provide that the Competence Authority may order that the teacher's registration, practising certificate, or LAT be cancelled.

Clause 20 amends section 523, which requires a board of a State school and a sponsor of a charter school to reimburse the Crown for expenditure relating to international students. The amendment adjusts section 523(1), which requires the Minister, by notice, to set the fees payable by school boards and sponsors, to provide that the Minister may, by notice, set the fees.

Amendments to Part 6 (administration of education system)

Clause 21 amends section 589, which currently provides that a strike by employees of a board of a State school is not lawful unless the Public Service Commissioner and each board have been given notice of the proposed strike 3 days before the commencement of the strike. The amendment increases the amount of notice that must be

given before the commencement of the proposed strike to a period of not less than 7 days.

Clause 22 amends section 617, which currently requires the Minister to issue eligibility criteria relating to appointment of principals, to provide that the Minister may issue the criteria.

Clause 23 amends section 638, which provides for regulations relating to how schools must be run, to insert *new section 638(2)(g)*, which sets out new regulation-making powers relating to attendance management plans required by *new sections 137A to 137D*.

Clause 24 inserts *new section 651B*, which is a new regulation-making power that provides for regulations prescribing matters that councils of universities must include in their annual reports for the purpose of measuring performance and establishing benchmarks.

Clause 25 and *Schedule 1* amend Schedule 1 of the principal Act, which contains transitional, savings, and related provisions, to insert *new Part 7* into the schedule. *New Part 7 (new clauses 126 to 129)*—

- defers the obligation for a school board to have an attendance management plan until the first day after 25 January 2026 on which the school is open for instruction;
- defers the obligation for a university council to adopt a statement on freedom of expression until 6 months after commencement of the Bill;
- validates the use of national student numbers assigned to, or used in relation to, researchers employed or engaged by a tertiary education organisation.

Clause 26 amends Schedule 3, which sets out provisions relating to teacher registration, practising certificates, and other matters. The amendments—

- replace clause 7(b) to more clearly specify the circumstances in which a teacher is restricted from seeking voluntary deregistration;
- make changes to clause 8 to add further grounds for the Teaching Council to annotate the public register of registered teachers;
- make changes to clause 21 to add further grounds for the Teaching Council to annotate the list of people who hold a LAT.

Clause 27 amends Schedule 5, which sets out provisions relating to communities of learning for State schools. The main amendment repeals clause 3(2), which requires a community of learning that has a community of learning agreement with the Secretary to have a plan that has particular regard to any statement of national education and learning priorities issued under section 5.

Clause 28 repeals clause 7 of Schedule 7, which requires the manager of a private school to have regard to any statement of national education and learning priorities in operating the school and in developing and delivering the school's curriculum.

Clause 29 amends Schedule 24, which sets out provisions relating to national student numbers. The amendments insert a definition of researcher into clause 1, replace clause 2 (which sets out the purpose of the schedule), and update clauses 3 and 4 to provide for assigning national student numbers to researchers employed or engaged by a tertiary education organisation, and to provide for the use of those numbers.

Part 2

Consequential amendments to other legislation

Clause 30 and *Schedule 2* make consequential amendments to secondary legislation made under the principal Act.

Hon Erica Stanford

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Part 2

Consequential amendments to other legislation

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The Parliament of New Zealand enacts as follows:

- 1 Title**
This Act is the Education and Training Amendment Act **(No 2) 2025**.
- 2 Commencement**
This Act comes into force on the day after Royal assent. 5
- 3 Principal Act**
This Act amends the Education and Training Act 2020.

Part 1
Amendments to principal Act

- Amendments to Part 1 (preliminary provisions)* 10
- 4 Section 3 amended (Outline of Act)**
Repeal section 3(2)(b).
- 5 Section 5 repealed (Minister may issue statement of national education and learning priorities)**
Repeal section 5. 15
- 6 Section 9 amended (Te Tiriti o Waitangi)**
- (1) Repeal section 9(1)(b).
- (2) Replace section 9(1)(d) with:
- (d) **section 127(2)(e)**, which provides that, in meeting its paramount objective in governing a school, a board must ensure that the school gives effect to Te Tiriti o Waitangi, including by— 20
- (i) achieving equitable outcomes for Māori students; and
- (ii) working to ensure that its plans, policies, and teaching and learning programmes reflect local tikanga Māori, mātauranga Māori, and te ao Māori; and 25
- (iii) taking all reasonable steps to make instruction available in tikanga Māori and te reo Māori; and
- 7 Section 10 amended (Interpretation)**
In section 10(1), insert in its appropriate alphabetical order:
academic freedom has the meaning given in section 267(4) 30

*Amendments to Part 3 (primary and secondary education)***8 Section 127 replaced (Objectives of boards in governing schools)**

Replace section 127 with:

127 Paramount objective of boards in governing schools

- | | | |
|-------|---|----|
| (1) | A board's paramount objective in governing a school is to ensure that every student at the school is able to attain their highest possible standard in educational achievement. | 5 |
| (2) | To meet the paramount objective, the board must meet the following supporting objectives: | |
| (a) | to give effect to its obligation under section 36(2) to take all reasonable steps to ensure that the school's students attend the school when it is open: | 10 |
| (b) | to ensure that the school uses good quality assessment and aromatawai information to monitor and evaluate students' progress and achievement, including any assessment or aromatawai specified in a foundation curriculum policy statement: | 15 |
| (c) | to ensure that the school— | |
| (i) | is a physically and emotionally safe place for all students and staff; and | |
| (ii) | gives effect to relevant student rights set out in this Act, the New Zealand Bill of Rights Act 1990, and the Human Rights Act 1993; and | 20 |
| (iii) | takes all reasonable steps to eliminate racism, stigma, bullying, and any other forms of discrimination within the school: | |
| (d) | to ensure that the school is inclusive of, and caters for, students with differing needs: | 25 |
| (e) | to ensure that the school gives effect to Te Tiriti o Waitangi, including by— | |
| (i) | achieving equitable outcomes for Māori students; and | |
| (ii) | working to ensure that its plans, policies, and teaching and learning programmes reflect local tikanga Māori, mātauranga Māori, and te ao Māori; and | 30 |
| (iii) | taking all reasonable steps to make instruction available in tikanga Māori and te reo Māori: | |
| (f) | to give effect to its obligations in relation to— | 35 |
| (i) | any foundation curriculum statements, national curriculum statements, and national performance measures; and | |
| (ii) | teaching and learning programmes; and | |

- (iii) monitoring and reporting students' progress:
 - (g) to perform its functions and exercise its powers in a way that is financially responsible:
 - (h) if the school is a member of a community of learning that has a community of learning agreement under clause 2 of Schedule 5, to comply with its obligations under the agreement: 5
 - (i) to comply with all of its other obligations under this or any other legislation.
- (3) In this section,—
- paramount objective** means the highest-priority objective 10
- supporting objective** means an objective that is essential and supports the paramount objective.

9 New sections 137A to 137D and cross-heading inserted

After section 137, insert:

- Attendance management* 15
- 137A Attendance management plan**
- (1) A board must have an attendance management plan for its school.
 - (2) The attendance management plan must—
 - (a) set out a strategy and a process for the school to identify and respond to student absences, for the purpose of returning students to attendance (as required under section 36); and 20
 - (b) comply with any regulations made under section 638 relating to the content of attendance management plans.
- 137B Preparing attendance management plan**
- In preparing an attendance management plan, a board must have regard to any guidelines on the management of school attendance issued by the Secretary. 25
- 137C Review of attendance management plan**
- (1) A board must review its attendance management plan in accordance with regulations made under section 638.
 - (2) Following the review, the board must— 30
 - (a) readopt the plan; or
 - (b) adopt a new or amended plan.
- 137D Attendance management plan to be on Internet site**
- A board must ensure that its attendance management plan is available to the public on an Internet site maintained by or on behalf of the board. 35

10 Section 212O amended (Duties of sponsors)

(1) Replace section 212O(f) with:

- (f) ensure that the school's chief executive and staff develop and deliver a curriculum for teaching, learning, and assessment that meets tuition standards at least equivalent to those at State schools of the same year levels; and 5

(2) Repeal section 212O(g).

*Amendments to Part 4 (tertiary education and vocational education and training)***11 Section 281 amended (Duties of councils)**

10

After section 281(1)(f), insert:

- (g) if the institution is a university, to protect and promote—
- (i) academic freedom, in accordance with section 267; and
 - (ii) freedom of expression, in accordance with the university's statement adopted under **section 281A**. 15

12 New sections 281A and 281B inserted

After section 281, insert:

281A Requirement for university council to adopt statement on freedom of expression

- (1) The council of a university must develop and adopt a statement that sets out the university's approach to freedom of expression. 20
- (2) The statement must be consistent with the following:
- (a) universities should recognise that freedom of expression is critical to maintaining academic freedom:
 - (b) universities should actively foster an environment where ideas can be challenged, controversial issues can be discussed, and diverse opinions can be expressed, in a respectful manner consistent with any statute made by the university: 25
 - (c) universities' policies and procedures relating to freedom of expression should be clear, consistently applied, and focused on fostering genuine debate rather than restricting it: 30
 - (d) universities should not take positions on matters that do not directly concern their role or functions:
 - (e) universities should not limit the freedom of expression of staff or students, except where the exercise of free expression is likely to be unlawful or to disrupt the ordinary activities of the university: 35

- (f) universities should seek to uphold their role as critic and conscience of society by providing a platform for invited speakers of diverse viewpoints:
- (g) universities should not deny the use of university premises by an invited speaker because of that speaker’s ideas or opinions. 5
- (3) In **subsection (2)(g), invited speaker** means a speaker invited by staff or any student association or student club of the university.
- 281B Requirement for university council to establish complaints procedure relating to academic freedom and freedom of expression**
- (1) The council of a university must establish and maintain a complaints procedure relating to academic freedom and freedom of expression. 10
- (2) *See also section 306(4)(h)*, which requires the nature and number of complaints relating to academic freedom and freedom of expression to be included in the council’s annual report.
- 13 Section 306 amended (Annual report)** 15
- After section 306(4)(g), insert:
- (h) in the case of an institution that is a university,—
- (i) a report on how the council of the university has complied with its duties to protect and promote academic freedom and freedom of expression set out in **section 281(1)(g)**; and 20
- (ii) a report on the number and nature of complaints made under the complaints procedure established under **section 281B** for the year to which the annual report relates; and
- (iii) a report on any other matters prescribed by regulations made under **section 651B**. 25

Amendments to Part 4A (wānanga)

- 14 Section 398A amended (Outline of Part 4A)**
- (1) In section 398A(1), replace “4” with “5”.
- (2) After section 398A(4), insert:
- (4A) Subpart 4 concerns the conversion of category A wānanga or category C wānanga to category B wānanga. 30

Amendments to Part 5 (performance, funding, and support)

- 15 Section 479 amended (Functions and powers of Teaching Council)**
- (1) After section 479(1)(j), insert:

- (ja) to review, at any time, the standards for ongoing practice or criteria for the issue of practising certificates established under paragraph (j), and, after consulting the Minister,—
- (i) vary, delete, or replace 1 or more of the standards or criteria; or
 - (ii) add 1 or more standards or criteria; or
 - (iii) delete all the standards or criteria and substitute new standards or criteria:
- (2) In section 479(1)(pa), after “relating to”, insert “mandatory reports to the Teaching Council,”.
- (3) After section 479(6), insert:
- (7) When performing its functions under subsection (1)(g), (h), or (i), the Teaching Council must—
- (a) consult the Secretary; and
 - (b) have regard to any advice given by the Secretary.
- 16 Section 483 amended (Reports)**
- Replace section 483(2) with:
- (2) The Teaching Council must present to the House of Representatives an annual report on its operations.
- (3) The annual report must include (without limitation)—
- (a) the audited financial statements of the Teaching Council; and
 - (b) a report on how the Teaching Council has complied with the requirement under section 482(5) to have regard to any relevant statement of Government policy.
- 17 Section 497 amended (Powers of Complaints Assessment Committee)**
- (1) After section 497(2)(c), insert:
- (d) refer the matter back to the Teaching Council.
- (2) In section 497(3)(b), after “authority”, insert “for a specified period”.
- (3) In section 497(3)(e), after “certificate”, insert “or authority”.
- 18 Section 500 amended (Powers of Disciplinary Tribunal)**
- In section 500(1)(j), after “certificate”, insert “or authority”.
- 19 Section 508 amended (Powers of Competence Authority after finding required level of competence not attained)**
- (1) In section 508(a)(i), after “authority”, insert “for a specified period”.
- (2) Replace section 508(b) with:

	(b) order that the teacher’s registration, practising certificate, or authority be cancelled.	
20	Section 523 amended (Board or sponsor must reimburse the Crown for expenditure relating to international students) In section 523(1), replace “must” with “may”.	5
	<i>Amendments to Part 6 (administration of education system)</i>	
21	Section 589 amended (Strikes in schools to be notified) In section 589(1), replace “3 days” with “not less than 7 days”.	
22	Section 617 amended (Minister must issue eligibility criteria relating to appointment of principals)	10
(1)	In the heading to section 617, replace “ must ” with “ may ”.	
(2)	In section 617(1), replace “must issue” with “may issue”.	
23	Section 638 amended (Regulations relating to how schools must be run) After section 638(2)(f), insert:	
	(g) provide for matters relating to attendance management plans under sections 137A to 137D , including (without limitation)—	15
	(i) specifying thresholds, based on the number of days a student is absent within a school term, to trigger schools’ actions and responses to student absence:	
	(ii) prescribing required content of attendance management plans, including (without limitation) requiring information about—	20
	(A) how the school will identify issues that make attendance challenging for a student:	
	(B) how the school will respond to student absences at the specified thresholds and to causes of student absence:	25
	(iii) specifying the period in which a board must review its attendance management plan and readopt the plan or adopt a new or amended plan.	
24	New section 651B inserted (Regulations relating to annual reporting requirements for university council)	30
	After section 651A, insert:	
	651B Regulations relating to annual reporting requirements for university council	
(1)	The Governor-General may, by Order in Council, make regulations prescribing information relating to academic freedom and freedom of expression that must	35

	be included in the annual report of the council of a university, for the purpose of measuring performance and establishing benchmarks.	
(2)	Regulations made under this section are secondary legislation (<i>see</i> Part 3 of the Legislation Act 2019 for publication requirements).	
25	Schedule 1 amended	5
	In Schedule 1,—	
	(a) insert the Part set out in Schedule 1 of this Act as the last Part; and	
	(b) make all necessary consequential amendments.	
26	Schedule 3 amended	
(1)	In Schedule 3, replace clause 7(b) with:	10
	(b) the Teaching Council is satisfied that the person is not the subject of any of the following:	
	(i) a mandatory report under any of sections 489 to 493:	
	(ii) a complaint made under section 495(2) or section 506(2):	
	(iii) a matter referred to the Complaints Assessment Committee under section 496(2):	15
	(iv) a matter referred to the Disciplinary Tribunal under section 497(5).	
(2)	In Schedule 3, after clause 8(3)(c), insert:	
	(d) a cancellation of a person’s registration under clause 6(1)(a) or (b); or	20
	(e) a voluntary deregistration under clause 7; or	
	(f) a conviction of a teacher in the circumstances described in subclause (5) ; or	
	(g) an agreement between a teacher and the Teaching Council (due to a report or complaint that is about or involves the teacher’s possible serious misconduct) that the teacher will not teach until the agreement is ended.	25
(3)	In Schedule 3, replace clause 8(4) with:	
(4)	If the register is annotated following an agreement not to teach in accordance with subclause (3)(g) or an interim suspension, the annotation must be removed or corrected as soon as practicable after the agreement is ended or the matter is concluded (as specified in section 499(6)).	30
(5)	For the purposes of subclause (3)(f) , the circumstances are that the teacher—	
	(a) has been convicted of a specified offence as defined in section 23(1) of the Children’s Act 2014; and	35
	(b) has not been granted an exemption under section 35 of that Act in respect of that conviction.	

- (4) In Schedule 3, after clause 21(3)(c), insert:
- (d) a cancellation of a person’s limited authority to teach under clause 17(1)(a) or (b); or
 - (e) a conviction of a holder of a limited authority to teach in the circumstances described in **subclause (5)**; or
 - (f) an agreement between a holder of a limited authority to teach and the Teaching Council (due to a report or complaint that is about or involves the person’s possible serious misconduct) that the person will not teach until the agreement is ended.
- (5) In Schedule 3, replace clause 21(4) with:
- (4) If the list is annotated following an agreement not to teach in accordance with **subclause (3)(f)** or an interim suspension, the annotation must be removed or corrected as soon as practicable after the agreement is ended or the matter is concluded (as specified in section 499(6)).
- (5) For the purposes of **subclause (3)(e)**, the circumstances are that the person—
- (a) has been convicted of a specified offence as defined in section 23(1) of the Children’s Act 2014; and
 - (b) has not been granted an exemption under section 35 of that Act in respect of that conviction.
- 27 Schedule 5 amended**
- (1) In the Schedule 5 heading, replace “127(2)(d)” with “**127(2)(h)**”.
- (2) In Schedule 5, repeal clause 3(2).
- 28 Schedule 7 amended**
- In Schedule 7, repeal clause 7.
- 29 Schedule 24 amended**
- (1) In Schedule 24, clause 1, insert in its appropriate alphabetical order:
- researcher** means any individual employed or engaged by a tertiary education organisation who carries out research or research-led teaching
- (2) In Schedule 24, replace clause 2 with:
- 2 Purpose**
- The purpose of this schedule is to authorise the use of national student numbers by specified users for specific purposes in order to facilitate the accurate use and transfer, by specified users, of information relating to—
- (a) individual students;
 - (b) the research performance of researchers and the associated funding of tertiary education organisations.

- (3) In Schedule 24, after clause 3(1)(b), insert:
- (c) a researcher.
- (4) In Schedule 24, clause 4(1)(c)(iii), replace “providers” with “providers, researchers,”.

Part 2

5

Consequential amendments to other legislation

30 Consequential amendments to secondary legislation

Amend the secondary legislation specified in **Schedule 2** as set out in that schedule.

Schedule 1
New Part 7 inserted into Schedule 1

s 25

Part 7		
Provisions relating to Education and Training Amendment Act (No 2) 2025		5
126 Interpretation		
	In this Part,—	
	amendment Act means the Education and Training Amendment Act (No 2) 2025	10
	commencement date means the date on which the amendment Act comes into force.	
<i>Attendance management plans</i>		
127 Requirement to have attendance management plan		
	A board is not required to have an attendance management plan under section 137A for its school until the first day after 25 January 2026 on which the school is open for instruction.	15
<i>Statement on freedom of expression</i>		
128 Requirement to adopt statement on freedom of expression		
	The council of a university is not required to adopt a statement on freedom of expression under section 281A for the university until 6 months after the commencement date.	20
<i>National student numbers</i>		
129 Validation of national student numbers assigned to or used in relation to researchers		25
(1)	This clause applies to a national student number assigned to, or used in relation to, a researcher before the commencement date.	
(2)	The assignment or use of the national student number is valid and declared to be, and to always have been, lawful.	
(3)	In this clause, researcher means an individual who is, or was, employed or engaged by a tertiary education organisation and carries out, or carried out, research or research-led teaching.	30

Schedule 2

Consequential amendments to secondary legislation

s 30

Education (Early Childhood Services) Regulations 2008 (SR 2008/204)

Revoke regulation 47(1)(aa). 5

Education (School Planning and Reporting) Regulations 2023 (SL 2023/155)

In regulation 7(1)(b), delete “primary”.

Revoke regulation 7(1)(d)(i).

In regulation 7(1)(d)(ii), delete “other”.

Replace regulation 7(1)(f) with: 10

(f) the board’s strategies for giving effect to Te Tiriti o Waitangi, including strategies for—

- (i) achieving equitable outcomes for Māori students; and
- (ii) working to ensure that its plans, policies, and local curriculum reflect local tikanga Māori, mātauranga Māori, and te ao Māori; 15
and
- (iii) taking all reasonable steps to make instruction available in tikanga Māori and te reo Māori: