



No. 13 of 1995.

Education (Amendment) Act 1995.

Certified on : 19.07.95

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1995.

Education (Amendment) Act 1995.

ARRANGEMENT OF SECTIONS.

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"53B. DISTRICT EDUCATION ADMINISTRATOR."

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1995.

AN ACT

entitled

Education (Amendment) Act 1995,

Being an Act to amend the *Education Act* (Chapter 163) consequential on the enactment of the *Organic Law on Provincial Governments and Local-level Governments* and to make further amendments,

MADE by the National Parliament, to come into operation -

- (a) in respect of Sections 1(b), 4, 5 and 6 - in accordance with the coming into operation of the *Organic Law on Provincial Governments and Local-level Governments*; and
- (i) in respect of the remainder - on certification.

1. **INTERPRETATION (AMENDMENT OF SECTION 2).**

Section 2 of the Principal Act is amended -

- (a) by inserting after the definition of "the Education Gazette" the following new definition:-

"'elementary education', in relation to a student, means a full-time education comprising a preparatory class and Grades 1 and 2 in accordance with Section 27 and in a language spoken by the student;"; and

- (b) by repealing the definition of "local-level government body" and replacing it with the following:-

"'local-level government body' means a Local-level Government as specified in Section 26(3) of the *Organic Law on Provincial Governments and Local-level Governments*"; and

- (c) by inserting after the definition of "local-level government body" the following new definition:-

"'lower primary education' means a level of education consisting of Grades 3 to 5;

'lower secondary education' means a level of education consisting of Grades 9 and 10;"; and

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- (d) by inserting after the definition of "permitted school" the following new definition:-

"'preparatory class' means a class wherein a student first receives formal instruction in his common local dialect;" and

- (e) by repealing the definition of "primary school education" and replacing it with the following:-

"'primary school education' means full-time education in accordance with curricula determined under Section 27 for six years from Grade 3 to Grade 8;" and

- (f) in the definition of "school" -

(i) by inserting after Paragraph (b) the following new Paragraph:-

"(ba) elementary school education;" and

- (ii) by inserting after Paragraph (c) the following new Paragraph:-

"(ca) secondary school education;" and

- (g) by inserting after the definition of "school" the following new definitions:-

"'secondary school' means a school established under this Act to provide secondary school education;

'secondary school education' means fulltime education in accordance with curricula determined under Section 27 for four years from Grade 9 to Grade 12;" and

- (h) by inserting after the definition of "this Act" the following new definitions:-

"'upper primary education' means a level of education consisting of Grades 6 to 8;

'upper secondary education' means a level of education consisting of Grades 11 and 12;"

2. OBJECTS OF THE EDUCATION SYSTEM (AMENDMENT OF SECTION 4).

Section 4(1) of the Principal Act is amended by inserting immediately after Paragraph (d) the following new Paragraph:-

"(e) to make education accessible to the poor and the physically, mentally and socially handicapped as well as to those who are educationally disadvantaged,"

3. RESPONSIBILITIES OF MINISTER (AMENDMENT OF SECTION 27).

Section 27(1)(f) of the Principal Act is repealed.

4. DELEGATION TO LOCAL LEVEL GOVERNMENT BODIES (AMENDMENT OF SECTION 53).

Section 53(2) of the Principal Act is repealed.

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5. NEW SECTION 53A.

Division III.4 of the Principal Act is amended by inserting after Section 53 the following new section:-

"53A. DISTRICT EDUCATION OFFICE.

(1) In this section, "district" means a district for which a district administrative headquarters is established under Section 72(3) of the *Organic law on Provincial Governments and Local-level Governments*.

"(2) There shall be established in each district a District Education Office which shall be responsible for the administration of education services at the district level to complement the provisions of Section 44(c) of the *Organic Law on Provincial Governments and Local-level Governments*."

6. NEW SECTION 53B.

Division III.4 of the Principal Act is amended by inserting after Section 53 the following new section:-

"53B. DISTRICT EDUCATION ADMINISTRATOR.

(1) In this section, "district" means a district for which a district administrative headquarters is established under Section 72(3) of the *Organic law on Provincial Governments and Local-level Governments*.

"(2) There shall be established under the *Public Services (Management) Act* 1995 an office of District Education Administrator for each district.

"(3) An appointment to an Office of District Education Administrator shall be made under the *Public Services (Management) Act* 1995 after consultation with the Provincial Administrator for the province in which the district is situated.

"(4) A District Education Office -

- (a) is responsible for the administration of education services at district level; and
- (b) shall assist the District Administrator with day to day management of education matters."

7. BOARDS OF MANAGEMENT (AMENDMENT OF SECTION 60).

Section 60 of the Principal Act is amended -

(a) in Subsection (1), by inserting after the words "community school," the following:-

"elementary school,"; and

(b) in Subsection (2), by inserting after the words "community school," the following:-

"elementary schools,".

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8. CONSTITUTION, ETC., OF BOARDS OF MANAGEMENT (AMENDMENT OF SECTION 61).

Section 61 of the Principal Act is amended -

(a) in Subsection (1) -

(i) in Paragraph (a), by inserting after the words "community school," the following:-

"elementary schools,"; and

(ii) in Paragraph (b), by inserting after the words "community school," the following:-

"elementary school"; and

(b) in Subsection (2), by inserting after the words "community school," the following:-

"elementary school".

9. FUNCTIONS OF BOARDS OF MANAGEMENT (AMENDMENT OF SECTION 62).

Section 62(1)(d) of the Principal Act is amended by inserting after the words "community school," the following:-

"elementary school,".

10. BOARDS OF GOVERNORS (AMENDMENT OF SECTION 65).

Section 65 of the Principal Act is amended by inserting after the words "provincial high school" the following:-

",secondary school".

11. SCHOLARSHIPS IN SCHOOLS (AMENDMENT OF SECTION 108).

Section 108(1) of the Principal Act is repealed and is replaced with the following:-

"(1) The Minister may, out of moneys lawfully available for the purpose, make scholarships available -

(a) to students in member schools; and

(b) subject to the availability of funds, to students in

schools other than member schools,

on such terms and conditions as he determines."

I hereby certify that the above is a fair print of the *Education (Amendment) Act* 1995 which has been made by the National Parliament.

Clerk of the National Parliament.

I hereby certify that the *Education (Amendment) Act* 1995 was made by the National Parliament on 29 June 1995.

Speaker of the National Parliament.