



1943.

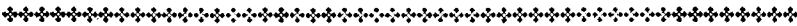
ANNO SEPTIMO

GEORGII VI. REGIS.

No. 46.

ANALYSIS.

- 1. Short title.
- 2. Amendment of 23 Geo. V. No. 22.
 - Section 4.
 - New section 7A.
 - Enrolment of children.
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 - New section 9A.
 - Employment of children prohibited in certain cases.
 - Section 47.



AN ACT to amend the *Education Act 1932.*
[16 November, 1943.]

A.D.
1943.

BE it enacted by His Excellency the Governor of Tasmania,
by and with the advice and consent of the Legislative
Council and House of Assembly, in Parliament assembled,
as follows:—

1 This Act may be cited as the *Education Act 1943.*

Short title.

6d.]

Education.

A.D. 1943.

Amendment
of 23 Geo. V.
No. 22.
Section 4.

New section
7A.

Enrolment of
children.

2 The Principal Act is hereby amended—

I. By inserting after the word “such” in the second line of section four thereof the words “education officers,”:

II. By inserting after section seven thereof the following new section seven A—

“**7A**—(1) The parents of every child who is over the age of six years and under the age of—

I. Fourteen years (at any time prior to the commencement of the *Education Act* (No. 2) 1942): or

II. Sixteen years, thereafter—

shall cause such child to be enrolled, as prescribed, at a primary State school, unless such child is exempted from enrolment under this Act.

(2) A child shall be exempt from such enrolment if he is—

I. Receiving elsewhere instruction which, in the opinion of the Minister after such enquiry as he may think necessary, is regular, efficient, and adequate:

II. Over the age of—

(a) Thirteen years (at any time prior to the commencement of the *Education Act* (No. 2) 1942): or

(b) Fifteen years at any time thereafter—

and has attained the prescribed standard of education:

III. Certified, as prescribed, to be physically or mentally, permanently unfit to attend any school:

IV. Residing at a distance of or exceeding three miles, by the nearest practicable route, from any such school and no conveyance provided by the Minister for the conveyance of children to any such school passes within one mile, by the nearest practicable route, of the place where he resides:

V. Under the age of seven years and resides at a distance exceeding half a mile by the nearest practicable route from any such school: or

VI. Exempted, as prescribed by the Minister, for any special reason which the Minister may think sufficient, from the operation of this section.

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(3) Enrolment under this section shall be effected by lodging with the head teacher of the school a written notification setting forth the name, age, sex, and place of residence of the child to be enrolled; and may be effected at the primary State school which is—

A.D. 1948.

- I. Nearest to the place where the child resides: or
- II. Selected by the parent for that purpose and is so situated that the child's attendance thereat is practicable and such attendance is permissible under this Act.

(4) Where a child is enrolled at any school under this section, such enrolment shall continue in force until such child—

- I. Ceases to reside where his attendance at such school is practicable:
 - II. Is enrolled at some other primary State school: or
 - III. Becomes exempt from enrolment under the provisions of subsection (1) hereof—
- whichever is the earlier.

(5) No parent shall fail to comply with any of the requirements of this section.

Penalty: Five pounds.”:

III. As to section eight thereof—

Section 8.

- (a) By deleting the word “seven” in the first line and substituting “six”:
- (b) By deleting the word “or” in the fifth line of subsection (1) and substituting “from enrolment or is”:
- (c) By expunging subsections (2) and (3) and substituting therefor the following new subsections (2) and (3)—

“(2) A child shall be excused from attendance at a primary State school if on the relevant day he is—

- I. Prevented from so attending by reason of—
 - (a) His sickness:
 - (b) The danger of his being affected by some infectious or contagious disease:

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(c) His having suffered some temporary or permanent incapacity: or

(d) Any other unavoidable or sufficient cause: or

II. Excused as prescribed by the Board of Advice for the district in which he resides—

and his parent has notified the head teacher of his school accordingly not later than three days after the commencement of his non-attendance.

(3) Where the child's non-attendance extends beyond two school days and is due to sickness, incapacitation, or danger of infection or contagion the cause must be verified, if and when required by the Minister or an officer authorised by him, by the certificate of a registered medical practitioner.”: and

(d) By expunging subsection (5):

Section 9.

IV. As to section nine thereof by deleting the words—

(a) “Seven” in the second line and substituting “six”:

(b) “Five” in the fourth line and substituting “ten” and inserting “or twenty-four hours' imprisonment” after “shillings”:

(c) “For” to “shillings” in the fifth line:

(d) “Third” in the sixth line and substituting “second”:

(e) By expunging subsection (2):

V. By inserting after section nine thereof the following new section A—

“9A—(1) No person shall engage or employ or permit to be engaged or employed in any paid employment any child who is required by section seven to be enrolled—

I. During any hours when such child is required to be at school: or

II. At any time if such employment involves work of such a nature or performed under such conditions as to be calculated to have a prejudicial effect upon the capacity of such child to derive the fullest benefit from any school lessons on the day on which such work is performed or the day following.

Penalty: Ten pounds.

New section
9A.

Employment
of children
prohibited in
certain cases.

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(2) Every employer of paid labour before A.D. 1943. employing any child required to be enrolled as aforesaid shall obtain—

I. A certificate, or extract, of the registration of the birth of such child: or

II. A certificate from the head teacher of the school which such child last attended setting forth the age of such child as shown in the records of such school—

and shall produce such certificate or extract, upon demand, to any officer of the Department requiring the same.

Penalty: Five pounds.”:

VI. By inserting at the end of section forty-seven Section 47. thereof the following new subsection (3)—

“(3) The regulations may provide for the performance by police officers of all or any of the duties of truant officers, and may prescribe such duties.”.

