

## TASMANIA.



1945.

ANNO NONO

GEORGII VI. REGIS.

No. 16.

## ANALYSIS.

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A.D.

**1945**

AN ACT to amend the *Education Act 1932*.  
[28 November, 1945.]

**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**—(1) This Act may be cited as the *Education Act 1945*.  
(2) The *Education Act 1932*\*, as subsequently amended, is in this Act referred to as the Principal Act.

Short title  
and citation.

\* 23 Geo. V. No. 32. For this Act, as amended to 1936, see Reprint of Statutes, Vol. III., page 661. Subsequently amended by 1 Geo. VI. No. 41, 3 & 4 Geo. VI. No. 35, 4 Geo. VI. Nos. 21 and 53, 6 Geo. VI. Nos. 5, 24, and 63, 7 Geo. VI. No. 46, and 8 Geo. VI. No. 3.

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Cleanliness,  
health &c., of  
school  
children.  
C.f. W.A. No.  
84 of 1911,  
secs. 316, 317.

**2** After section nine A of the Principal Act the following section is inserted:—

“ 9B.—(1) The parent of every child attending any school shall keep the child clean and free from vermin.

(2) Any school medical officer or school nurse appointed under this Act, who finds that any child attending any school is in an unclean or verminous condition, may by notice in writing given to the parent of the child require the parent to keep the child clean or free from vermin.

(3) By any notice under subsection (2) the school medical officer or school nurse may require the parent to keep the child's hair cut short to the satisfaction of the medical officer or nurse, and, in any case where the medical officer or nurse finds that the child is suffering from any skin disease or affection, he may require the parent to give the child such treatment as may be specified in the notice.

(4) Any parent who fails to comply with the requirements of any notice given under subsection (2) shall be guilty of an offence.

Penalty: For a first offence, ten shillings or twenty-four hours' imprisonment. For a second or subsequent offence, one pound or seven days' imprisonment.

(5) In any case where a parent who has failed to comply with the requirements of a notice under subsection (2) in respect of a child has been convicted of a contravention of that subsection, and has after such conviction failed to comply with the requirements of a further notice under that subsection in respect of the same child, a school medical officer or school nurse may give or cause to be given to the child such treatment as may be required, and it shall be the duty of the parent to permit such treatment to be given to the child.

(6) A school medical officer may give notice in writing to any parent of a child attending any school who is suffering from any physical defect that that defect requires medical or surgical attention.

(7) Any parent to whom a notice has been given under subsection (6) who fails or neglects to secure or provide medical or surgical attention for the child shall, if the failure or neglect endangers or is likely to endanger the life or the health of the child, be guilty of an offence.

Penalty: Minimum, one pound; maximum, one hundred pounds.

(8) No prosecution shall be instituted for a contravention of subsections (3) and (7) without the approval of the Minister, and until the child has been examined by the school medical officer in consultation with another medical practitioner nominated as provided by subsection (9).

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(9) For the purposes of subsection (8) the other medical officer shall be nominated by the parent of the child, or, if the parent neglects or refuses to nominate a medical practitioner for the purposes of that subsection within fourteen days after being required so to do by the Minister, the Minister may nominate a medical practitioner who shall be deemed to be nominated by the parent. A.D. 1945.

(10) It shall be the duty of the parent to permit any examination necessary for the purposes of subsection (8)."

**3** Section twenty-three of the Principal Act is amended— Grant and payment of bursaries.

(a) by omitting subsection (2) and substituting therefor the following subsection:—

"(2) Bursaries shall be classed as junior and senior bursaries respectively.";

(b) by omitting subsection (4) and substituting therefor the following subsection:—

"(4) A junior bursary shall be tenable, subject to this Act, for four years and a senior bursary for one year, respectively, from the date of award, but the Board may, in any case where it thinks it desirable so to do, extend the term of a bursary for a further period of one year.";

(c) by omitting the words "senior and junior" in subsection (5) and substituting therefor the words "junior and senior";

(d) by omitting the word "junior" in subsection (6); and

(e) by omitting subsection (7).

**4** Section twenty-four of the Principal Act is amended by omitting the word "sixteen" in paragraph II. of subsection (1), and substituting therefor the word "seventeen". Qualification for bursaries.

**5** Section twenty-five of the Principal Act is amended— What a bursary comprises.

(a) by omitting the word "four" in paragraph I. of subsection (1), and substituting therefor the word "five";

(b) by omitting sub-paragraph (b) of paragraph II. of subsection (1), and substituting therefor the following sub-paragraph:—

"(b) a secondary school, to an allowance, towards the payment of fees at that school, of ten pounds in the case of a junior bursary and fifteen pounds in the case of a senior bursary.";

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(c) by inserting after subsection (1) the following subsection:—

“(1A) A holder of a senior bursary shall be entitled, in addition to the allowances specified in subsection (1), to a maintenance allowance of twenty pounds during the year in which he holds the senior bursary.”.

Application of Part IV.

**6** Section thirty-three of the Principal Act is amended by omitting all the words from “their being instructed” to “Mathematics—” and substituting therefor the words “providing instruction and tuition in such subjects, and to such classes of children as may be prescribed, either generally or in any particular case”.

Registration of schools.

**7** Section thirty-six of the Principal Act is amended by omitting subsection (1), and substituting therefor the following subsection:—

“(1) For the purposes of this Part, every school shall be classified as a—

I. Pre-school child centre:

II. Kindergarten:

III. Sub-primary:

IV. Primary: or

v. Secondary—

school, or as a school combining any two or more of those classes.”.

Registration of teachers.

**8** Section thirty-seven of the Principal Act is amended—

(a) by inserting before paragraph I. the following paragraph:—

“I. Teacher in a pre-school child centre:”;  
and

(b) by omitting paragraph IV., and renumbering paragraphs I., II., and III. as II., III., and IV.

Retrospective effect of amendments.

**9** The amendments effected by sections three, four, and five of this Act shall apply to and in respect of all bursaries granted and paid by the Bursaries Board during the year 1945.