

**Reprint
as at 1 August 2020**

Education Amendment Act (No 4) 1991

Public Act 1991 No 136
Date of assent 18 December 1991

Education Amendment Act (No 4) 1991: repealed, on 1 August 2020, pursuant to section 669(3)(b) of the Education and Training Act 2020 (2020 No 38).

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An Act to amend the Education Act 1989

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.

1 Short Title and commencement

- (1) This Act may be cited as the Education Amendment Act (No 4) 1991, and shall be read together with and deemed part of the Education Act 1989 (hereinafter referred to as the principal Act).
- (2) Except as provided in sections 5(5), 16(2), 17(2), 18(2), and 34 of this Act, this Act shall come into force on the 1st day of January 1992.

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3 Foreign students

- (1) *This subsection substituted section 4, and inserted sections 4A to 4D, of the principal Act.*
- (2) *This subsection amended the definition of the term **exempt student** in section 2(1) of the principal Act.*
- (3) The following enactments are hereby consequentially repealed:
 - (a) Sections 4(1), and 5(2) of the Education Amendment Act 1989:
 - (b) Section 5(2) of the Education Amendment Act (No 2) 1991.
- (4) There shall be deemed to have been set under section 4D(1) of the principal Act (as substituted by subsection (1) of this section) the fee of \$450 per student to be paid by Boards in respect of foreign students enrolled at state schools in 1992.

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5 New Zealand citizens and residents between 6 and 16 to go to school

- (1) *This subsection amended section 20(1) of the principal Act.*
- (2) *This subsection amended sections 7A(1)(a), 16 to 18, 28(2)(b), 30 and 31(4) of the principal Act.*
- (3)
- (4) Sections 20(1) and 30 of the principal Act (as amended, respectively, by subsections (1) and (2) of this section) shall apply to every person who—
 - (a) Turned 15 in 1992; and
 - (b) On or after turning 15, and before the commencement of this subsection, ceased to be enrolled at a state school; and
 - (c) Has not since that commencement again enrolled at a state school,—
as if that person has turned 16.
- (5) Subsections (1) to (3) of this section shall come into force on the 1st day of January 1993.

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9 National education guidelines

- (1) *This subsection inserted section 60A of the principal Act.*
- (2) *This subsection amended section 60 of the principal Act.*
- (3) *This subsection substituted section 61(2) of the principal Act.*
- (4) *This subsection substituted section 61(12) of the principal Act.*
- (5) All national education guidelines under section 60 of the principal Act that were in force immediately before the commencement of this Act shall continue in force as if they are national administration guidelines; but may be amended or revoked accordingly.
- (6) Section 6(2)(c) of the Education Amendment Act 1991 is hereby consequentially repealed.

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12 Borrowing

- (1) *This subsection substituted section 67 and inserted sections 67A and 67B of the principal Act*
- (2) The following enactments are hereby consequentially repealed:
 - (a) Section 18 of the Education Amendment Act 1990:
 - (b) Section 4 of the Education Amendment Act (No 2) 1991.

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19 Certain persons ineligible to be trustees

- (1) *This subsection inserted section 103(1)(da) of the principal Act.*
- (2) *This subsection amended section 103(1)(e)(ii) of the principal Act.*
- (3) *This subsection inserted section 203(2A) of the principal Act.*

- (4) No parent representative who, immediately before the commencement of this section, was a member of the Board staff shall go out of office by virtue of section 103(1)(da) of the principal Act (as inserted by subsection (1) of this section).

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35 Revocations

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(3) The following enactments are hereby consequentially repealed:

- (a) Section 17 of the Education Amendment Act (No 2) 1982:
- (b) Section 8(3) of the State Sector Amendment Act 1989:
- (c) Subsections (8) to (10) of section 23 of the Education Amendment Act 1989:
- (d) Section 2(2) of the Education Amendment Act (No 2) 1990.

Reprint notes

1 *General*

This is a reprint of the Education Amendment Act (No 4) 1991 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)