

[AS REPORTED FROM THE EDUCATION AND SCIENCE COMMITTEE]

House of Representatives, 17 October 1985.

Words struck out are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a single rule, or with single rule before first line and after last line.

Hon. Russell Marshall

PRIVATE SCHOOLS CONDITIONAL INTEGRATION AMENDMENT

ANALYSIS

Title	2. Integration agreement
1. Short Title and commencement	3. Religious instruction
	4. Other special positions

An Act to amend the Private Schools Conditional Integration Act 1975

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title and commencement—(1) This Act may be cited as the Private Schools Conditional Integration Amendment Act 1985, and shall be read together with and deemed part of the Private Schools Conditional Integration Act 1975* (hereinafter referred to as the principal Act).

(2) **Section 2** of this Act shall come into force on the 14th day after the date on which this Act receives the Governor-General's assent.

(3) Subject to **subsection (4)** of this section, **sections 3 and 4** of this Act shall come into force on a day fixed by the Governor-General, on the recommendation of the Minister, by Order in Council.

*1975, No. 129

Amendment: 1977, No. 10

(4) The Minister shall not recommend to the Governor-General the making of an Order in Council under **subsection (3)** of this section unless satisfied that on the day fixed by that Order in Council it will no longer be possible for the controlling authority of an integrated school to designate a teaching position at that school as a Senior Teacher Junior Classes. 5

2. Integration agreement—(1) Section 7 (1) of the principal Act (as amended by section 4 (1) of the Private Schools Conditional Integration Amendment Act 1977) is hereby amended by omitting the words “within a phased programme approved by the Governor-General in Council which programme may from time to time be varied or amended by the Governor-General in Council”. 10

(2) Section 4 (1) of the Private Schools Conditional Integration Amendment Act 1977 is hereby consequentially repealed. 15

(3) The following Orders in Council are hereby consequentially revoked:

- (a) The Private Schools Integration Programme Order 1976*:
- (b) The Private Schools Integration Programme Order 1976, Amendment No. 1†: 20
- (c) The Private Schools Integration Programme Order 1976, Amendment No. 2‡:
- (d) The Private Schools Integration Programme Order 1976, Amendment No. 3§:
- (e) The Private Schools Integration Programme Order 1976, Amendment No. 4||. 25

3. Religious instruction—Section 65 (1) of the principal Act is hereby amended by repealing paragraph (d), and substituting the following paragraph: 30

“(d) If—

“(i) That school is a primary school; and

“(ii) The person holding the position of deputy principal of that school or a position of assistant principal at that school has responsibility for supervising the junior classes at that school; and 35

“(iii) It is so provided by the terms of the integration agreement of that school,—

(an) the controlling authority of that school shall state in any advertisement for that position (*shall state*) that a willingness and ability to take part in religious instruction appropriate to that school shall be a condition of appointment:” 40

*S.R. 1976/277

†S.R. 1980/269

‡S.R. 1981/375

§S.R. 1982/138

||S.R. 1983/214

4. Other special positions—The principal Act is hereby amended by repealing section 66, and substituting the following section:

5 “66. (1) Where an integration agreement records that any teaching position in the school concerned is a special position that requires particular capabilities on the part of the teacher holding it, an advertisement for that position shall require an appointee to possess those capabilities as a condition of appointment to that position.

10 *Struck Out*

15 “(2) Without limiting the generality of **subsection (1)** of this section, where the person holding a position as assistant principal at an integrated primary school has responsibility for supervising the senior classes at that school, an advertisement for that position shall require an appointee to maintain programmes and activities that reflect the special character of that school as a condition of appointment to that position.

New

20 “(2) Without limiting the generality of **subsection (1)** of this section, where any integration agreement relating to a primary school requires the person holding a position as assistant principal at that school (being a position the holder of which has responsibility for supervising senior classes at that school) to maintain programmes and activities that reflect the special character of that school, an advertisement for that position shall require an appointee to maintain such programmes and activities as a condition of appointment to that position.

30 “(3) Where, in accordance with **subsection (1) or subsection (2)** of this section, an advertisement for a position makes any requirement a condition of appointment to that position, any person appointed to that position shall accept that requirement as a condition of his appointment to it.”