



**THE EDUCATION (SECONDARY INSTRUCTION) REGULATIONS  
1975, AMENDMENT NO. 10**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 28th day of July 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Education Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

- |   |  |
|---|--|
| <ul style="list-style-type: none"> <li>1. Title and commencement</li> <li>2. Interpretation</li> <li>3. Passes in subjects of examination</li> <li>4. New regulations substituted             <ul style="list-style-type: none"> <li>16. Eligibility of candidates</li> <li>16A. Restriction on certain courses</li> </ul> </li> <li>5. New regulations substituted             <ul style="list-style-type: none"> <li>17. Approved subjects</li> </ul> </li> </ul> | <ul style="list-style-type: none"> <li>17A. Promulgation of subjects and course statements</li> <li>6. Conditions of entry</li> <li>7. Assessment procedures</li> <li>8. Award of grades</li> <li>9. Award of Sixth Form Certificate</li> <li>10. New First Schedule substituted Schedule</li> </ul> |
|---|--|

REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Education (Secondary Instruction) Regulations 1975, Amendment No. 10, and shall be read together with and deemed part of the Education

(Secondary Instruction) Regulations 1975\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 14th day after the date of their notification in the *Gazette*.

**2. Interpretation**—Regulation 2 of the principal regulations is hereby amended by inserting, after the definition of the term “Director-General”, the following definition:

- “ ‘Evening class student’ means a part-time student in a class—  
 “(a) Attached to any school or department to which Part II of these regulations applies; and  
 “(b) Commencing after 4 p.m.:”.

**3. Passes in subjects of examination**—Regulation 12 of the principal regulations is hereby amended by adding the following subclauses:

“(6) Subject to subclause (7) of this regulation, any candidate who has sat the examination may, on application to the Director-General, receive—

“(a) Details of any of the candidate’s past results specified by the candidate:

“(b) If it has not been destroyed, any of the candidate’s scripts specified by the candidate.

“(7) No candidate shall be entitled to details of any past results unless he has paid to the Director-General the fee specified in the First Schedule to these regulations.”

**4. New regulations substituted**—(1) The principal regulations are hereby amended by revoking regulation 16, and substituting the following regulations:

**“16. Eligibility of candidates**—(1) Any person is eligible to be a candidate for the award of the Sixth Form Certificate in any subject who—

“(a) Is following a course of secondary instruction in a school, department, or class, to which Part II of these regulations applies, and—

“(i) Has reached the level of a fourth or later year of secondary education commencing in Form III and is enrolled there in that subject; or

“(ii) Has reached the third year of secondary education commencing in Form III, is approved as a candidate by the Director-General, and is enrolled there in that subject; or

“(iii) Is an evening class student enrolled there in a course of at least 65 hours of instruction in that subject, if it is available for the award of Sixth Form Certificate in the year concerned; or

“(b) Is a student in a class held in a technical institute or community college; if—

\*S.R. 1975/72

Amendment No. 1: S.R. 1976/33

Amendment No. 2: (Revoked)

Amendment No. 3: S.R. 1977/147

Amendment No. 4: S.R. 1977/211

Amendment No. 5: (Revoked)

Amendment No. 6: (Revoked)

Amendment No. 7: S.R. 1980/118

Amendment No. 8: (Revoked)

Amendment No. 9: S.R. 1982/123

“(i) The class commences after 4 p.m. and the student is enrolled there in a course of at least 65 hours of instruction in that subject; or

“(ii) The class commences not later than 4 p.m. and the student is enrolled there in a course of at least 130 hours of instruction in that subject; and—

that subject is available for the award of Sixth Form Certificate in the year concerned and the course has been approved by the District Senior Inspector of Secondary Schools.

“(2) Except as provided in subclause (1) of this regulation, no person is eligible to be a candidate for the award of Sixth Form Certificate.

“16A. **Restriction on certain courses**—(1) No subject leading to the award of Sixth Form Certificate shall be offered by a technical institute or community college, in a class commencing after 4 p.m., in any year, if a school or department (being a school or department to which Part II of these regulations applies) in the locality of that technical institute or community college offers an evening class in the same subject.

“(2) No subject leading to the award of Sixth Form Certificate shall be offered by a technical institute or community college, in a class commencing not later than 4 p.m., if any school or department (being a school or department to which Part II of these regulations applies) in the locality of that technical institute or community college offers any class leading to the award of Sixth Form Certificate in the same subject.

“(3) Every technical institute or community college that offers a course of instruction leading to the award of Sixth Form Certificate shall offer subjects approved in accordance with regulation 17 (1) of these regulations.

“(4) Every teacher of a subject forming part of a course of instruction in any technical institute or community college leading to the award of Sixth Form Certificate shall take all reasonable steps to ensure that that subject and the assessment procedures used in respect of it, are of a standard comparable to those attending it when it is given in secondary schools, and for that purpose shall consult with a co-ordinating teacher who has been approved by the District Senior Inspector of Secondary Schools.”

(2) Regulation 20 (2) of the principal regulations is hereby consequentially amended by omitting the words “paragraph (b) of regulation 16”, and substituting the words “regulation 16 (1) (a) (ii)”.

**5. New regulations substituted**—The principal regulations are hereby amended by revoking regulations 17 and 18, and substituting the following regulations:

“17. **Approved subjects**—(1) The Minister may from time to time approve subjects to form part of courses of instruction leading to the award of Sixth Form Certificate.

“(2) The Principal of any school or class (not being an evening class or a class in a technical institute or community college) where students enrol in courses of instruction leading to the award of Sixth Form Certificate may apply to the Director-General for approval of additional subjects in respect of that school or class; and the Director-General—

“(a) May approve those subjects or any of them, in any form, and subject to any conditions, the Director-General thinks fit; and

“(b) In that case,—

“(i) The Director-General shall specify a period from the day on which the approval will take effect (being a period not exceeding 5 years) after the expiration of which the approval is to expire; and

“(ii) The approval shall expire accordingly.

“(3) An approval under subclause (2) of this regulation shall not take effect until the 1st day of January following the 1st day of September following the making of the application concerned.

“(4) Subject to subclause (3) of this regulation, the subjects forming courses of instruction leading to the award of Sixth Form Certificate at any school, class, evening class, technical institute, or community college shall comprise—

“(a) Subjects for the time being approved under subclause (1) of this regulation; and

“(b) Any subjects for the time being approved in respect of that school or class under subclause (2) of this regulation.

“17A. **Promulgation of subjects and course statements**—(1) The Director-General shall notify the Principal of every school, class, evening class, technical institute, or community college, where students enrol in courses of instruction leading to the award of Sixth Form Certificate, of—

“(a) The name of each subject approved under regulation 17 (1) of these regulations; and

“(b) A course statement for each such subject.

“(2) The Principal of every school, class, evening class, technical institute, or community college, where students enrol in courses of study leading to the award of Sixth Form Certificate shall ensure that the instruction in each subject forming part of any such course is in accordance with the appropriate course statement notified under subclause (1) of this regulation.”

**6. Conditions of entry**—(1) Regulation 20 of the principal regulations is hereby amended by inserting in subclause (3), after the word “otherwise”, the words “, and in the case of evening class students and students in Sixth Form Certificate courses begun in technical institutes and community colleges after 4 p.m.”.

(2) The said regulation 20 is hereby further amended by adding to subclause (4) the words “unless the candidate is an evening class student or a student in a Sixth Form Certificate course in a technical institute or community college commencing after 4 p.m.”.

**7. Assessment procedures**—The principal regulations are hereby amended by inserting, after regulation 20, the following regulation:

“20A. The Principal of every school, technical institute, or community college that offers courses of instruction leading to the award of Sixth Form Certificate shall from time to time, with the approval of the District Senior Inspector of Secondary Schools, determine an assessment policy statement in relation to those courses.”

**8. Award of grades**—(1) Regulation 21 (1) of the principal regulations is hereby amended by omitting the words “or class”, and substituting the words “, class, evening class, technical institute, or community college”.

(2) Regulation 21 (2) of the principal regulations is hereby amended by revoking paragraph (a), and substituting the following paragraph:

“(a) Follows the course for—

“(i) A school year, in the case of a school or any class other than an evening class; or

“(ii) At least 8 months (during any year) in any other case; and”.

(3) Regulation 21 (4) of the principal regulations is hereby amended—

(a) By omitting the words “who has reached the fifth or later year of secondary education commencing at Form III”; and

(b) By inserting, after the words “Higher School Certificate”, the words “or in which he has entered in that subject for the School Certificate Examination”.

(4) Regulation 21 (5) of the principal regulations is hereby amended by omitting the words “or class”, in both places where they appear, and substituting, in each case, the words “, class, evening class, technical institute, or community college”.

(5) The said regulation 21 is hereby further amended by adding the following subclause:

“(6) Any candidate who has been credited with a particular grade in a Sixth Form Certificate subject, or who has not been awarded a grade because of a failure to complete a course satisfactorily may, by application made before the 9th day of February in the following year and on payment before that day of the fee specified in that behalf in the First Schedule to these regulations, have the grade or decision not to award a grade reviewed by the Director-General; and if on any such review the candidate is awarded a higher grade or is awarded a grade where none had previously been granted, the fee shall be refunded.”

**9. Award of Sixth Form Certificate**—Regulation 22 of the principal regulations is hereby amended by adding the following subclause:

“(3) No evening class student or candidate who is following an approved course of instruction in a technical institute or community college shall be awarded Sixth Form Certificate unless the Director-General is satisfied that the candidate has followed in an evening class or class in a technical institute or community college a course of instruction that was—

“(a) Taught by a teacher with a current secondary teacher’s classification, or by some other teacher approved by the District Senior Inspector of Secondary Schools for the purpose; and

“(b) Of a standard, and assessed by procedures of a standard, comparable with those attending that course when it is given in secondary schools.”

**10. New First Schedule substituted**—(1) The principal regulations are hereby amended by revoking the First Schedule (as substituted by regulation 2 (1) of the Education (Secondary Instruction) Regulations 1975, Amendment No. 9), and substituting the Schedule set out in the Schedule to these regulations.

(2) The Education (Secondary Instruction) Regulations 1975, Amendment No. 9 are hereby consequentially revoked.

SCHEDULE  
NEW FIRST SCHEDULE  
"FIRST SCHEDULE

Reg. 10 (1)

FEES PAYABLE IN RESPECT OF THE SCHOOL CERTIFICATE EXAMINATION AND  
THE SIXTH FORM CERTIFICATE

Regulation	Item in Respect of Which Payable	Fee (Including Goods and Services Tax)
<i>School Certificate Examination</i>		
		\$
6 (3) (a)	Registration fee .. .. .	11.00
6 (3) (b)	Examination fee (per subject) .. .. .	9.35
6 (4)	Late Fee .. .. .	11.00
6 (4A)	Change/Addition Fee (per subject) .. .. .	9.35
12 (3)	Recount of marks (per subject) .. .. .	9.35
12 (7)	Past Results Search Fee (per candidate) .. .. .	11.00
<i>Sixth Form Certificate</i>		
19 (3)	Late fee (per subject) .. .. .	2.50
21 (6)	Review of decision (per subject) .. .. .	7.00"

P. G. MILLEN,  
Clerk of the Executive Council.

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations have several effects. They formalise the assessment policies for institutions offering Sixth Form Certificate courses and provide candidates with a right to review of grades. They make students at evening classes and in technical institutes and community colleges eligible for the award of Sixth Form Certificate. They increase existing School Certificate fees. And they prescribe fees for a review of grades of Sixth Form Certificate (\$7 per subject) and a search of past School Certificate results (\$11 per subject).

Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 31 July 1986.  
These regulations are administered in the Department of Education.