



ANNO DECIMO

GEORGII VI REGIS.

A.D. 1946.

No. 22 of 1946.

An Act to amend the Education Act, 1915-1945.

[Assented to 28th November, 1946.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short title.

1. (1) This Act may be cited as the " Education Act Amendment Act, 1946 ".

(2) The Education Act, 1915-1945, as amended by this Act, may be cited as the " Education Act, 1915-1946 ".

(3) The Education Act, 1915-1945, is hereinafter called " the principal Act ".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment
of s. 15a of the
principal Act—

3. The following section is enacted and inserted in the principal Act after section 15 :—

Deputy
Director of
Education.

15a. (1) The Governor may appoint a Deputy Director of Education.

(2) Whenever the Director is for any cause unable to act in his office, or there is a vacancy in the office of Director, the Deputy Director shall, unless the Minister otherwise directs, exercise and perform the powers, duties and functions of the Director.

(3) The word "Director" in any provision of this Act shall include the Deputy Director when exercising or performing the powers, duties and functions of the Director.

4. The following section is enacted and inserted in Part V. of the principal Act before section 41 thereof :—

Enactment of s. 40a of principal Act

40a. (1) The Governor from time to time may by proclamation—

Declaration of school leaving age.

(a) declare what age in excess of fourteen years shall be the school leaving age ;

(b) alter the school leaving age for the time being in force ;

(c) fix the period during which any school leaving age as so declared or altered shall be in force, or declare that any such school leaving age shall be in force until altered by proclamation under this section or by statute.

(2) The school leaving age as fixed or altered under this section shall not exceed the age of fifteen years.

(3) The expression " school leaving age " in this Act shall mean—

(a) until a proclamation is made under this section—the age of fourteen years ;

(b) when any proclamation has been made under this section—the age for the time being in force under any such proclamation.

5. Section 41 of the principal Act is amended as follows :—

Amendment of s. 41 of principal Act—
Duty to enrol children at school.

(a) Subsection (1) is amended by inserting after the word " school " in the third line the words " or a transport route " ;

(b) Subsection (2) is amended by inserting after the word " school " in the third line the words " or a transport route " ;

(c) Subsection (3) is amended by striking out the words " fourteen years of " in the second and third lines and inserting in lieu thereof the words " the school leaving " and by inserting after the word " school " in the third line the words " or a transport route " ;

(d) Subsection (4) is amended by striking out the words " fourteen years of " in the third line and inserting in lieu thereof the words " the school leaving ",

and by inserting after the word "school" in the thirteenth line of subparagraph (b) the words "the course of instruction at which includes instruction of a higher standard than the course of instruction at primary schools";

- (e) Subsection (4) is further amended by inserting after the word "school" in the second line of paragraph (a) and after the word "schools" in the fifth line of paragraph (b) the words "or a transport route";
- (f) Subsection (6) is amended by striking out the whole of subparagraph (b);
- (g) Subsection (7) is amended by striking out all words after "route" in the third line and inserting in lieu thereof "and the distance of a child's residence from a transport route shall be deemed to be the length of the shortest road or other available route between the residence and the transport route";
- (h) At the end of section 41 the following subsection is inserted:—

(9) In this section "transport route" in relation to any school means a route followed by vehicles provided by the Minister for the purpose of conveying children to that school at the expense of the Government.

Amendment of
s. 42 of the
principal Act—
Compulsory
attendance at
school.

6. Subsection (1) of section 42 of the principal Act is amended by inserting at the end thereof the following passage:—

"until the day hereinafter mentioned, namely—

- (a) if such child attains the school leaving age during a period between two school terms—the last day of the term immediately preceding that period;
- (b) if such child attains the school leaving age during a school term—the last day of that term.

Amendment of
s. 45 of
principal Act—
Exemptions.

7. Section 45 of the principal Act is amended by striking out the words "other pressing necessity" at the end of subclause (1) and inserting in lieu thereof the words "for any other cause which he deems adequate".

Consequential
amendments
of principal
Act.

8. The principal Act is further amended in the manner set out in the schedule to this Act.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.

THE SCHEDULE.

Section of Principal Act.	How Amended.
Section 44	Strike out "ages of six and fourteen years" in the second line and insert "age of six years and the school leaving age".
Section 48 (2)	Strike out "age of fourteen years" in the sixth and seventh lines and insert "school leaving age".
Section 48 (3)	Strike out "age of fourteen years" in the sixth line and insert "school leaving age".
Section 52	Strike out "ages of six years and fourteen years" in the second and third lines and insert "age of six years and the school leaving age".
Section 57 (1)	Strike out "but are under fourteen years of age" in the fifth line and insert "years of age but are under the school leaving age".
Section 57 (4)	Strike out "but is under fourteen years of age" in the seventh line and insert "years of age but is under the school leaving age".
Section 58 (1)	Strike out "but were under fourteen years of age" in the eighth and ninth lines and insert "years of age but were under the school leaving age".
Section 58 (2)	Strike out "but under fourteen years of age" in the fifteenth line and insert the words "years of age but under the school leaving age".
Section 67 (1)	Strike out "but under fourteen years of age" in the sixth line and insert "years of age but under the school leaving age".
Section 67 (2)	Strike out "but under fourteen years of age" in the fourth line and insert "years of age but under the school leaving age".
Section 67 (2)	Strike out "but under fourteen years of age" in the fifth and sixth lines and insert "years of age but under the school leaving age".
Second and third schedules	Strike out "fourteen" wherever occurring in these schedules and insert ".....[school leaving age]".