



REPUBLIC OF NAURU

Education Regulations 2012

As in force from 6 April 2013

This compilation comprises GN No.342/2012 as amended and in force from 6 April 2013 (being, at the time the compilation was prepared on 9 April 2013, the date of commencement of the most recent amendment).

The notes section at the end of the compilation includes a reference to the law by which each amendment was made. The Table of Amendments in the notes section sets out the legislative history of individual provisions.

The operation of amendments that have been incorporated in the text of the compilation may be affected by application provisions that are set out in the notes section at the end of the compilation.

This compilation is prepared and published in a legislation database by the Nauru Parliamentary Counsel under the *Legislation Publication Act 2011*.

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Cabinet makes the following Regulations under section 114 of the *Education Act 2011*:

1 Citation

These Regulations may be cited as the *Education Regulations 2012*.

2 Commencement

These Regulations commence on the day they are notified.

3 Definitions

In these Regulations:

'new application fee' means the fee specified in the Schedule, column 2 opposite item 1;

'registration fee' means the fee specified in the Schedule, column 2 opposite item 3;

'renewal application fee' means the fee specified in the Schedule, column 2 opposite item 2.

4 Fee for application for registration of non-government school

For section 80(2)(b) of the Act, the fee for an application for registration of a non-government school is the sum of:

- (a) the new application fee; and
- (b) the registration fee.

5 Fee for application for renewal of registration of non-government school

For section 84(2)(b) of the Act, the fee for an application for renewal of registration of a non-government school is the sum of:

- (a) the renewal application fee; and
- (b) the registration fee.

6 Partial refund on refusal of application

- (1) A person who has made an application for registration or renewal of registration of a non-government school is entitled to a refund of the registration fee paid by the person if:
 - (a) the Minister has refused the person's application; and
 - (b) the person's rights of review and appeal under Part 13 of the Act in relation to the decision to refuse the application have been exhausted.
- (2) For subregulation (1)(b), a person's rights of review under Part 13 of the Act have been exhausted if:
 - (a) 28 days have elapsed since the person received notice of the decision, and the person has not made an application for review of the decision; or
 - (b) the person's application for review of the decision has been considered by the Minister and the Minister has affirmed the decision.
- (3) For subregulation (1)(b), a person's rights of appeal under Part 13 of the Act have been exhausted if:

- (a) 28 days have elapsed since the person received notice of the decision, and the person has not filed a notice of appeal; or
 - (b) the person's appeal against the decision has been considered by the Supreme Court and the Court has affirmed the decision.
- (4) Subregulation (5) applies if:
- (a) a person has received a refund of the registration fee paid by them; and
 - (b) the person has been granted an extension of time under section 107(2)(b) for making an application for review of the decision to refuse to register the school; and
 - (c) the Minister has set aside the decision.
- (5) The person must pay the registration fee again before the school can be registered.

7 Remuneration for Board members

A Board member is to be paid \$75 for each meeting of the Board that the member attends.

SCHEDULE – FEES

regulations 0 and 0

Column 1	Column 2
Item	Fee
1. new application fee	\$250
2. renewal application fee	\$200
3. registration fee	\$400 per school year for each year level for which the school is applying to be registered to teach

Example for the Schedule

If a non-government school is applying for a 2-year renewal of its registration to teach year levels 7, 8 and 9, the fee payable under regulation 5 is \$2,600, being the renewal application fee, and \$400 x 3 year levels x 2 years (the registration fee).

Notes for Education Regulations 2012

Table of Constituent Legislation

Short title	Number	Notification	Commencement
<i>Education Regulations 2012</i>	SL No 2/2012	25.06.2012	25.06.2012
<i>Education (Amendment) Regulations 2013</i>	SL No 4/2013	05.04.2013	06.04.2013: r2

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted
om. = omitted os. = omitted and substituted

Provision affected	How affected
Regulation 7	rs. by SL No 4/2013