

TRINIDAD AND TOBAGO.

No. 13.—1918.

Vide Ord: 20 - 1922.

I ASSENT,

[L.S.]

S. W. KNAGGS,
Governor's Deputy.

10th June, 1918.

AN ORDINANCE to make better provision for Education, and to revise and consolidate the law with regard thereto.

[By Proclamation, except Section 20.]

BE it enacted by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof as follows:—

Short Title. 1. This Ordinance may be cited as the Education Ordinance, 1918.

Interpreta- 2. In this Ordinance, unless the context otherwise
tion. requires:—

“Director” means the Director of Education;

“Department” means the Department of Education created under the provisions of this Ordinance;

“The Board” means the Education Board appointed and constituted under the provisions of this Ordinance;

“The College” means the Queen’s Royal College;

“Secondary School” means a school of Secondary Education, whether for boys or for girls.

“Guardian” includes any person who has the legal or actual custody of a child.

PART I.

THE DEPARTMENT OF EDUCATION, THE DIRECTOR AND OFFICERS.

3. The College Council appointed and constituted under the provisions of the Secondary Education Ordinance, 1909, and the Board of Education appointed and constituted under the provisions of the Elementary Education Ordinance (No. 147) are hereby dissolved and abolished. College Council and Board of Education dissolved.

4. There shall be a Government Department to be styled the Department of Education, the head whereof shall be called the Director of Education. Department of Education.

5. The Officers of the Department shall be as follows:— Officers of Department.

- (1.) The Principal and Masters of the College;
- (2.) The Inspectors and Assistant Inspectors of Schools;
- (3.) The Secretary of the Board; and
- (4.) Such clerks and other Officers as may in the opinion of the Governor be necessary for carrying into effect the provisions of this Ordinance.

6. The Director and the Officers of the Department shall receive such salaries as the Governor, with the consent of the Legislative Council, may from time to time direct. Remuneration of Director and Officers of Department.

7.—(1.) It shall be the duty of the Director to prepare Regulations for the due carrying out of the provisions of this Ordinance, and to submit the same to the Board for approval; and further, to submit to the Board for approval any amendments of such regulations as he may consider necessary, or which he may be required by the Board to prepare. Duties of Director.

(2.) He shall be responsible for the carrying out of such Regulations.

(3.) He shall, before the month of April in each year, make to the Board for submission to the Governor a Report upon the state of every educational establishment supported or aided by public funds under the provisions of this Ordinance, and such Report shall be printed and laid before the Legislative Council.

(4.) He shall further, whenever he shall think fit, or whenever he shall be required by the Board to do so, report to the Board on any matter relative to the education of youth in the Colony.

PART II.

EDUCATION BOARD.

Board of
Education.

8.—(1.) There shall be established a Board to be styled the Education Board and composed of fourteen members, nominated by the Governor, of whom the Director and the Principal of the College shall be two.

(2.) Every member of the Board other than the Director and Principal of the College shall hold office for the term of two years from the date of his appointment.

(3.) No act or proceeding of the Board or of any Committee of the Board, shall be invalidated or questioned on account of any vacancy among the members of such Board, or Committee, or of any defect in their appointment.

The Board to
be consultative
and delibera-
tive.

9. The Board shall not be an administrative and executive body but a purely consultative and deliberative body.

Chairman.

10. The Director shall be Chairman of the Board, provided that in his absence the Board may elect one of its members as Chairman at any meeting.

Resignation
and vacation
of member-
ship.

11.—(1.) Any member, other than the Director or Principal of the College, may resign his seat on the Board by letter addressed to the Governor.

(2.) Any such member as aforesaid who has not on the thirty-first day of December in each year attended at least one third of the meetings of the Board during the preceding twelve months or during his tenure of office in such months shall be considered to have vacated his seat on the Board, unless he has been absent from ill-health or with the leave of the Governor.

(3.) In case of the absence on leave or through ill-health of any member of the Board the Governor may appoint any person similarly qualified to act in his stead.

12.—(1.) The Board shall have power to make regulations dealing with the following subjects :— Powers of Board.

(I.)—*Elementary Education.*

- (a.) The establishment and maintenance or discontinuance of Government Schools, and of Assisted Schools ;
- (b.) The course and schedules of studies and the course of manual instruction in Elementary Schools and the books and apparatus to be used therein ;
- (c.) The discipline to be enforced in Elementary Schools and the expenditure and application of a moderate sum from the funds appropriated to Education in rewards to the scholars ;
- (d.) The inspection and examination of Elementary Schools and the manner in which Inspectors and Assistant Inspectors shall perform their duties ;
- (e.) The duties of local managers and the manner of their performance ;
- (f.) The qualification required in Elementary School Teachers of various classes and the payments of fixed salaries and other emoluments to such Teachers ; and the appointment, classification, suspension and removal of such Teachers ;

(II.)—*Training of Teachers.*

- (g.) The establishment and administration or discontinuance of Government and Assisted Training Schools for Teachers, and the provision of a system of training for teachers at or in connection with Secondary and Elementary Schools and of classes for the instruction of Teachers ;

(III.)—*Intermediate Schools and Night Schools.*

- (h.) The providing or aiding of night schools and of schools intermediary between Elementary and Secondary Schools, subject to such provisions of this Ordinance as the Board think fit to apply ;

(IV.)—*Secondary Education.*

- (i.) The administration management and discipline of the College and of any other Secondary School established by the Government of the Colony and the appointment of a Committee of the Board not exceeding five in number for the purpose of such administration management and discipline as aforesaid and the payment or exemption from payment of tuition fees at such College or Secondary School.
- (j.) The affiliation of Secondary Schools to the College and the payment of aid to Secondary Schools and the conditions under which such payments shall be made ;
- (k.) The courses and schedules of studies in the classes of the College, any Secondary School established by the Government of the Colony and any Schools affiliated to the College ;

(V.)—*General.*

- (l.) The award and tenure of exhibitions ;
- (m.) Technical, Agricultural and Commercial Education.

- (n.) The payment or remission of fees in respect of attendance at any school subject to the provisions of this Ordinance except as regards the remission of fees at affiliated Secondary Schools; and
- (o.) Generally for the better carrying out of the provisions of this Ordinance.

(2.) Regulations made under this section shall not have any force or effect until they have been published in the *Royal Gazette* and approved by the Legislative Council, and when so approved by Resolution shall have the same force and effect as if they were contained in and formed part of this Ordinance.

(3.) All such Regulations shall, after such approval as aforesaid, be published in the *Royal Gazette*.

(4.) Two copies of such portions of the Regulations as relate to Elementary Education shall within ten days of their publication be sent to each Head Teacher of an Elementary School, who shall post one of them in a conspicuous place in his school for public inspection.

13. It shall be the duty of the Board to advise upon all questions connected with the Education of youth in the Colony which are referred to them by the Governor or the Director; and further it shall be competent for the said Board to make recommendations to the Governor or the Director in connection with such education without previous reference. Duties of Board.

14.—(1.) The Board shall meet once at least in every month on such day as may be prescribed by the Regulations made under this Ordinance. Business of Board.

(2.) The Director may at any time summon a meeting of the Board, and on a requisition signed by any three members he shall summon a meeting of the Board.

(3.) The requisition shall state the object for which the meeting is required to be summoned.

(4.) The meetings of the Board shall be public, except when a majority of the Board shall decide to sit privately.

(5.) Five members of the Board shall form a quorum.

(6.) The Chairman shall have a casting as well as an original vote.

(7.) The Board shall keep a Minute Book in which their proceedings shall be recorded.

PART III.

ELEMENTARY SCHOOLS AND TEACHERS.

Classes of
Elementary
Schools.

15. Elementary Schools shall be divided into two classes :

(a.) Government Schools already or hereafter established and maintained entirely from the public funds of the Colony ;

(b.) Assisted Schools already or hereafter established to which aid is contributed from the public funds of the Colony.

Religion, race
and language.

16. No applicant shall be refused admission into any elementary school on account of the religious persuasion, nationality, race or language of such applicant or of either of his parents or guardians.

Religious
instruction.

17. Religious teaching shall not form part of the instruction to be given at any Government school by any teacher ; but any Minister of a Christian Religion, or any person duly deputed by him in writing, shall be authorized to give religious instruction to the children of the religious denomination to which the Minister belongs, at such times and places as may be agreed upon between him and the Director.

Conscience
Clause.

18.—(1.) It shall not be required as a condition of any child being admitted into or continuing in an Assisted School that he shall attend or abstain from attending any Sunday school or any place of religious worship, or that he shall attend any religious observance or any instruction in religious subjects in the school or elsewhere from which

observance or instruction he may be withdrawn by his parent or guardian, or that he shall attend the school on any day exclusively set apart for religious observance by the religious body to which the parent or guardian belongs.

(2.) The time during which any religious observance is practised or religious instruction is given at any meeting of an Assisted School shall be either at the beginning or the end, or at the beginning and the end of such meeting, and shall be inserted in a Time Table to be approved by the Board and to be kept permanently and conspicuously affixed in every school-room, and any scholar may be withdrawn by his parent or guardian from such observance or instruction without forfeiting any of the other benefits of the school.

19.—(1.) The Governor shall appoint such persons as he thinks fit to be Local Managers for Government Schools, and he may in his discretion remove any such manager at any time.

(2.) No teacher or any person who derives any profit or emolument from any Elementary School shall be a Local Manager.

(3.) The Head or Governing Body of the religious denomination in connection with which an Assisted School is conducted, or the Governing Body of any other Assisted School, shall have the power at any time to appoint Local Managers for such school or to require the retirement of any such Local Manager. Provided that the Board may also require the retirement of any Local Manager.

(4.) The appointment of any Local Manager for an assisted school together with the acceptance thereof in writing by the person so appointed and the notification of retirement of any Local Manager shall be delivered to the Secretary of the Board by such Head or Governing Body as aforesaid.

PART IV.

COLONIAL SCHOLARSHIPS.

Annual
Colonial
Scholarships.

20.—(1.) In each year, commencing with and including the year 1919, the Governor in Executive Council may award, subject to the conditions in this section set forth, one scholarship not exceeding £700 in value to each of two Students of the College or of any Secondary School established by the Government of the Colony or of any school affiliated to the College who shall have passed such examination as is hereafter in this section mentioned.

(2.) The Board shall *also* make regulations prescribing the examination to be passed by candidates for such scholarships and shall provide, as regards a scholarship to be held at an Agricultural College, for the examination of the candidates in special subjects bearing on the course of study usually followed in an Agricultural College.

(3.) One of such scholarships shall be applied towards the maintenance of the student to whom the same is awarded at a University and the other towards the maintenance of the student to whom the same is awarded at an Agricultural College. The scholarship shall be of such amount and shall be payable in such instalments, at such times and subject to such conditions as the Board may in each case decide.

(4.) In this section—

The term “University” means:—

- (a.) Any University in any part of His Majesty's dominions; or
- (b.) Any University outside His Majesty's dominions approved by the Board; or
- (c.) Any recognized educational institution or College, within or without His Majesty's dominions, approved by the Board.

The term “Agricultural College” means any University, College or Institution, within or without His Majesty's Dominions, at which special provision is made for giving instruction in agriculture and approved by the Board.

(5.) The Governor in Executive Council may refuse to award a Scholarship to a student who, in his opinion, has been guilty of gross misconduct.

(6.) The Governor in Executive Council may, by order in writing under his hand, deprive of his scholarship at any time during the currency thereof, a student who, in his opinion has been guilty of gross misconduct, and as from the date of such order all rights of the student under this Ordinance in respect of such scholarship shall cease and determine.

GENERAL.

21. The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent set forth in the third column of the said schedule. Repeal.

22.—(1) Section 20 of this Ordinance shall come into operation on the first day of January, 1919, and as from that date Section 11 of the Secondary Education Ordinance, 1909, and Section 12 of such Ordinance so far as the same relates to exhibitions granted under the said Section 11 shall be repealed. Commence-
ment of
Ordinance.
1-1-20
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(2.) The remaining provisions of this Ordinance shall come into operation on a day to be fixed by the Governor by Proclamation in the *Royal Gazette*.

(3.) Provided that until such remaining provisions come into operation, the expression "Board" in Section 20 of this Ordinance appearing shall be construed to mean the College Council established under the Secondary Education Ordinance, 1909.

Passed in Council this Twenty-third day of May, in the year of Our Lord one thousand nine hundred and eighteen.

HARRY L. KNAGGS,
Clerk of the Council.

SCHEDULE.

No. of Ordinance.	Short Title.	Extent of Repeal.
No. 147	... The Elementary Education Ordinance ...	The whole.
No. 238	... The Elementary Education (Amendment) Ordinance	The whole.
No. 2 of 1906	... The Elementary Education Ordinance, 1906	The whole.
No. 27 of 1906	... An Ordinance to validate and confirm certain proceedings of the Board of Education	The whole.
No. 6 of 1909	... The Elementary Education Ordinance, 1909	The whole.
No. 13 of 1909	... The Secondary Education Ordinance, 1909	The whole.

DOGS ORDINANCE.

Table shewing Sources of Bill.

SECTION OF BILL.	CORRESPONDING SECTION OF REPEALED ORDINANCE.
Section 1	... Is short title.
Section 2	... Section 2 of No. 143, amended.
Section 3	... Sections 3 and 15 of No. 143.
Section 4	... Section 7 of No. 143.
Sections 5, 6 and 7	Sections 4, 6 and 10 of No. 143. Sections 5 and 8 of No. 143 are omitted. Provision for the issue of a new badge to replace one lost or destroyed has been inserted in Section 5 (2).
Section 8	... Section 2 of No. 21 of 1907.
Section 9	.. Sections 2 and 3 of No. 26 of 1911.
Section 10	... Section 2 of 38 of 1912.
Sections 11 and 12	Sections 2 and 4 of No. 26 of 1911.
Sections 13 and 14	Sections 3 and 4 of 37 of 1912.
Section 15	... Section 9 of No. 143. The provisions of this section are extended so as to include a dog dangerous to person or property.
Section 16	... Section 85 (20, 21) of No. 5.
Section 17	... Section 11 of No. 143.
Section 18	Section 13 of No. 143 is omitted, being provided for by the Public Authorities Protection Ordinance, 49 of 1912. ... Section 5 of 37 of 1912 and Section 12 of No. 143.
Section 19	... See Section 3 of 21 of 1907.
Section 20	... Section 6 of 37 of 1912.
Section 21	... Is repeal section.