

LEGAL NOTICE NO. 104

REPUBLIC OF TRINIDAD AND TOBAGO

THE EDUCATION ACT, CHAP. 39:01

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 86 OF THE EDUCATION ACT

THE EDUCATION (LOCAL SCHOOL BOARDS) (AMENDMENT) REGULATIONS, 2005

1. These Regulations may be cited as the Education (Local School Boards) (Amendment) Regulations, 2005. Citation

2. In these Regulations, unless the context otherwise require— Interpretation
Chap. 39:01
“Act” means the Education Act; and

“Regulations” means the Education (Local School Boards) Regulations, 2000. Legal Notice
No. 121 of
2001

3. Regulations 3, 5, 6 and 7 of the Regulations are repealed and the following new regulations are substituted: Regulations
3, 5, 6 and 7
repealed

“Composition of Board and qualification of members

3. (1) A Board constituted by Order made under section 23 of the Act shall comprise the following persons appointed by the Minister:

- (a) the Principal or person acting in that post for the time being;
- (b) no more than nine members drawn from among the following persons:
 - (i) a practising member of the school staff other than the principal;
 - (ii) a member of the union most representative of teachers nominated by the union who is a practising member of the school’s staff;
 - (iii) two members of the majority Parent Teacher Organization functioning and existing at the School, nominated by the members of the Organization;
 - (iv) a representative of the Past Pupils’ Association, if any, of the school nominated by that association;

- (v) a member of the student body who is diligent, conscientious and an all round team player and is nominated by the student council of the school; and
- (vi) three persons nominated by the Minister, as he deems necessary after consultation with the relevant interest groups and stakeholders within the community in which the school is located.

(2) The persons nominated by the Minister under subregulation (1)(b)(vi) shall have an interest in the school and possess some form of expertise relevant to the operations of the Board.

(3) The Board shall appoint from its membership, persons other than the principal, staff or student representative to be the Chairman and the Vice-Chairman.

Appointment
and
termination
of
appointment

5. (1) Where a member, by reason of illness or otherwise, is unable to perform his function as a member of the Board, the Minister may by Order, appoint another person to act as a temporary member during the period of absence not exceeding three months.

(2) The member chosen as the temporary substitute under subregulation (1) shall be selected from the same category outlined in regulation 3 under which the absentee was appointed.

(3) Where the period of absence under subregulation (1) exceeds three months, a vacancy in accordance with regulation 6 shall arise.

(4) The Minister on the advice of a majority of the members of the Board may revoke the appointment of a member.

Appointment
of member
where
vacancy in
Board

6. Where a vacancy arises in the membership of the Board, the Minister after consultation with the relevant interest groups and stakeholders, may appoint a person to be a member to fill that vacancy for the unexpired portion of the term of the Board.

Procedures of
the Board

7. Subject to these Regulations, a Board may regulate its own procedures for the conduct of its business.

Decisions not to conflict 7A. Decisions of the Board shall not conflict with the policies and guidelines of the Ministry of Education.”.

4. Insert after subregulation 12(4) of the Regulations the following new subregulations: Regulation 12 amended

“ (5) A School Supervisor or member of the Ministry of Education Local Board Committee may attend the meetings of the Local School Board.

(6) A member of the public with an interest in a particular school may submit to the Chairman of the Board, a written request to attend a particular meeting concerning that school and such request shall not be unreasonably denied.”.

5. In regulation 14(1) of the Regulations, insert after the words “declare his interest” the words “and those of his immediate family”. Regulation 14 amended

6. In regulation 15 of the Regulations, insert after the word “minutes” the words “where there is a change in circumstances or fresh evidence which affects the original decision.”. Regulation 15 amended

7. Regulation 17 of the Regulations is repealed and the following new regulation is substituted: Regulation 17 repealed

“Documents 17. (1) The Board shall send copies of the minutes, reports, financial statements, budget and project proposals to the Permanent Secretary of the Ministry and the School Supervisor III as applicable.

(2) The minutes of the meeting shall be submitted to the School Supervisor III on or before the expiration of two weeks from the date of the respective meeting.

(3) The documents referred to in subregulation (1), shall be subject to random inspection by the respective School Supervisor.”.

8. Regulation 18 of the Regulations is amended in subregulation (1), by deleting the chapeau and substituting the following:

“The Board shall have the following duties and powers to support the Principal in the management of the school.”.

Made by the Minister this 19th day of January, 2005.

H. MANNING
Minister of Education

Approved in the House of Representatives this 27th day of April, 2005.

N. JAGGASSAR
Acting Clerk of the House

Approved in the Senate this 10th day of May, 2005.

J. SANDY
Acting Clerk of the Senate