



New South Wales

Education Amendment (Home Schooling) Regulation 1998

under the
Education Act 1990

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Education Act 1990*.

JOHN AQUILINA, M.P.,
Minister for Education and Training

Explanatory note

The object of this Regulation is to prescribe requirements with which the conditions imposed on registration for home schooling of a child must comply.

This Regulation is made under the *Education Act 1990*, including section 73 (2) and section 130 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Education Amendment (Home Schooling) Regulation 1998*.

2 Amendment of Education Regulation 1996

The *Education Regulation 1994* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment

(Clause 2)

Clause 6A

Insert after clause 6:

6A Registration for home schooling

- (1) For the purposes of section 73 (2) (a) of the Act, the requirements with which the conditions for the registration of a child for home schooling must comply are as follows:
 - (a) the following must have the written approval of the Minister, which may be given after considering the advice of an authorised person:
 - (i) the teaching and learning programs for the child, and
 - (ii) the educational facilities and equipment for the child, and
 - (iii) the premises where the child is to receive home schooling as regards light, ventilation and general suitability for the purposes of home schooling,
 - (b) the provider of the home schooling must be able to demonstrate to an authorised person the provider's commitment to undertake home schooling for the child.
 - (c) the time spent teaching the child must be sufficient to allow coverage of the body of work that could be undertaken by a student in public schooling of comparable ability and at a comparable stage of development attending class for 5 hours daily for 200 days each year.
 - (d) the provider of the home schooling must maintain record of the time spent by the child on the teaching and learning programs referred to in paragraph (a), including a record of the child's achievement and progress in the key learning areas.

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Schedule 1 Amendment

- (e) the provider of the home schooling must make available, on request by an authorised person, the records required to be kept under paragraph (d), including, if so requested, any such records that relate to past periods of home schooling.
- (2) In this clause, ***authorised person*** has the same meaning as in section 70 of the Act.