



New South Wales

Education Reform Amendment (School Discipline) Act 1995 No 93

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New South Wales

Education Reform Amendment (School Discipline) Act 1995 No 93

Act No 93, 1995

An Act to amend the *Education Reform Act 1990* relating to the discipline of students in New South Wales schools. [Assented to 21 **December** 1995]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Education Reform Amendment (School Discipline) Act 1995*.

2 Commencement

This Act commences on the day occurring 12 months after the date of assent.

3 Amendment of Education Reform Act 1990 No 8

The *Education Reform Act 1990* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1] Section 3 Definitions

Insert in section 3 (1) in alphabetical order:

corporal punishment of a student means the application of physical force in order to punish or correct the student, but does not include the application of force only to prevent personal injury to, or damage to or the destruction of property of, any person (including the student).

[2] Section 35 Discipline in government schools

Insert after section 35 (2):

(2A) The guidelines and codes must not permit corporal punishment of students attending government schools.

(2B) The guidelines and codes may permit other reasonable forms of punishment or correction of those students, including requiring students to perform any reasonable work or service for the school.

[3] Section 47 Registration requirements for schools

Insert after section 47 (e):

(f) official school policies relating to student discipline that do not permit corporal punishment of students attending the school.

[4] Schedule 3 Savings, transitional and other provisions

Omit “the enactment of this Act.” from clause 2 (1).

Insert instead:

the enactment of following Acts:

Education Reform Act 1990

Education Reform Amendment (School Discipline) Act 1995

[5] Schedule 3, clause 2 (2)

Omit “this Act”. Insert instead “the Act concerned”.

[6] Schedule 3, Part 3

Insert after Part 2:

**Part 3 Provisions consequent on enactment of
Education Reform Amendment (School
Discipline) Act 1995**

8 Application of amended registration requirements

The amendment made to section 47 of this Act by the *Education Reform Amendment (School Discipline) Act 1995* extends to any school registered before the commencement of that amendment.

[Minister’s second reading speech made in—
Legislative Assembly on 5 December 1995
Legislative Council on 13 December 1995]