

AUSTRALIAN CAPITAL TERRITORY.

No. 12 of 1947.

AN ORDINANCE

To amend the Education Ordinance 1937-1942.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1940*, as follows:—

1.—(1.) This Ordinance may be cited as the *Education Ordinance 1947*.^{*}

Short title
and citation.

(2.) The *Education Ordinance 1937-1942* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Education Ordinance 1937-1947*.

2. After section nine of the Principal Ordinance the following section is inserted:—

“9A.—(1.) Any person who by paid employment or otherwise employs, or permits to be employed, a child under the school leaving age during any time during which the parent or guardian of the child—

Employment
of children
under school
leaving age.

(a) is required by this Ordinance to cause the child to attend a school;

(b) would be required by this Ordinance to cause the child to attend a school if the parent or guardian or the child were resident in the Territory; or

(c) would, but for the provisions of sections ten and eleven of this Ordinance, be required by this Ordinance to cause the child to attend a school,

shall be guilty of an offence.

Penalty: For the first offence, Five pounds, and for any subsequent offence, Twenty pounds.

* Notified in the *Commonwealth Gazette* on 27th November, 1947.

“(2.) It shall be a good defence in any prosecution under this section that, at the date alleged in the information—

- (a) the person charged had reasonable grounds for believing that the child so employed was not of school going age; or
- (b) the prescribed person or authority had granted an exemption certificate under this Ordinance in respect of the child so employed, and the certificate was in force.”.

Certain
avertments to be
prima facie
evidence.

3. Section twelve of the Principal Ordinance is amended—

- (a) by omitting from sub-section (1.) the words “or section nine” and inserting in their stead the words “, section nine or section 9A ”;
- (b) by omitting from that sub-section the symbols and letter “(b)”, second occurring, and inserting in their stead the symbols and letter “(c)”; and
- (c) by inserting at the end of that sub-section the following paragraph:—
“or, (d) That the child named in the information was employed at the time of the alleged offence.”.

Dated this twenty-sixth day of November, 1947.

W. J. McKELL
Governor-General.

By His Excellency's Command,

VICTOR JOHNSON
Minister of State for the Interior.

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.