



Australian Capital Territory

Education Amendment Regulation 2020 (No 1)

Subordinate Law SL2020-29

The Australian Capital Territory Executive makes the following regulation under the [Education Act 2004](#).

Dated 31 July 2020.

YVETTE BERRY
Minister

RACHEL STEPHEN-SMITH
Minister



Australian Capital Territory

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made under the

[Education Act 2004](#)

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J2020-887

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

1 Name of regulation

This regulation is the *Education Amendment Regulation 2020 (No 1)*.

2 Commencement

- (1) This regulation (other than schedule 1) commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

- (2) Schedule 1 commences on 1 February 2021.

3 Legislation amended

This regulation amends the *Education Regulation 2005*.

4 Section 8

omit

Schedule 1 Delayed amendment— 1 February 2021

(see s 3)

[1.1] New section 8

insert

8 Conditions of registration for home education—Act, s 132 (1) (h)

- (1) The following conditions are prescribed:
 - (a) if registration of a child for home education is new registration—the parents must—
 - (i) within 3 months after the day of the current registration, provide a written statement of intent to the director-general that states—
 - (A) how the parents will provide a high-quality education for the child; and
 - (B) the educational opportunities that will be offered by the parents to their child and the strategies they will use to encourage their child to learn; and
 - (C) how the plan or approach for the child’s home education will deliver an education consistent with the principles mentioned in the [Act](#), section 128 (d); and
 - (ii) within 3 months after the day of the current registration, or at another time approved by the director-general, meet with an authorised person (government) to discuss the home education of the child and, at the meeting, show any home education documents to the authorised person;

- (b) if registration of a child for home education is registration under the [Act](#), section 131 (3), and the child has been previously registered for home education under that section, but the registration has ended less than 12 months before the current registration begins—within 10 school days from the day of registration, the parents must—
 - (i) provide a written statement of intent that states the matters mentioned in paragraph (a) (i) (A) to (C) to the director-general; and
 - (ii) meet with an authorised person (government) to discuss the home education of the child and, at the meeting, show any home education documents to the authorised person;
 - (c) if registration of a child for home education is renewed under the [Act](#), section 137, and the director-general requests that the parents meet with an authorised person (government)—within 10 school days after the request, or at another time approved by the director-general, the parents must—
 - (i) meet with an authorised person (government) to discuss the home education of the child; and
 - (ii) at the meeting, show any home education documents to the authorised person.
- (2) In this section:

current registration means registration of a child for home education under the [Act](#), section 131 (3), that is in force.

home education documents, in relation to a child’s home education, means the following:

- (a) programs, materials, and other records for use in the child’s home education;

- (b) a statement or documents that show the home base for the child’s home education meets the requirements under the [Act](#), section 132 (1) (g).

Examples—documents

- photographs
 - video recordings
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Endnotes

1 Notification

Notified under the [Legislation Act](#) on 17 August 2020.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.
