

COMMONWEALTH OF DOMINICA

Act No. 6 OF 2002

I assent



VERNON L. SHAW
President.

9th May, 2002.

**AN ACT TO AMEND THE EDUCATION ACT (NO. 11
OF 1997).**

(Gazetted 16th May, 2002.)

BE IT ENACTED by the Parliament of the Commonwealth of
Dominica as follows:

1. This Act may be cited as the –

Short title.

EDUCATION (AMENDMENT) ACT 2002.

2. In this Act the Education Act is referred to as “the Act”.

Interpretation.
11 of 1997.

Amendment of
section 2 of the Act.

3. Section 2 of the Act is amended -

- (a) by repealing the definition of “pre-primary education” and substituting the following definition:

“early childhood education” means education and care suited to the requirements of children under five years of age provided either within a primary school or in an Early Childhood Education Facility specially designed for that purpose;

- (b) by repealing the definition of “pre-primary school” and substituting the following definition:

“Early Childhood Education Facility” means a school, Day Care Centre, Crèche or other similar institution that provides early childhood education;

- (c) by deleting the words “during that same school year” in the definition of “primary student” and substituting the words “by December 31 of that same year”;

- (d) by deleting the word “pre-primary” in the definition of “school” and substituting the words “early childhood education facility”.

Amendment of
section 9 of the Act.

4. Section 9 of the Act is amended in subsection (2) by -

- (a) repealing paragraph (a) and substituting the following:

“(a) the President of the Dominica State College or his representative;”.

- (b) repealing paragraph (f) and substituting the following:

“(f) two representatives nominated by the Dominica Christian Council and two representatives nominated by the Dominica Evangelical Association.

Amendment of
section 72 of the
Act.

5. Section 72 of the Act is amended -

- (a) in subsection (3), by deleting the words “subsection (1)(b)” and substituting the words “subsection (1)(a)”;
- (b) by inserting the following as subsection (4) -

“(4) Notwithstanding subsection (2), where the Minister is satisfied that it is in the general interest of the schools to which this section applies, that the membership of a Board of Management appointed under subsection (1) should exceed fifteen members he may, by Order published in the *Gazette*, prescribe the number of persons who may be appointed to that Board of Management and the membership of that Board of Management shall not exceed the number so prescribed.”.

- 6. Subsection (2) of section 73 of the Act is hereby repealed. Amendment of section 73 of the Act.
- 7. Section 74 of the Act is amended in subsection (2)(a) by deleting the words “pre-primary education” and substituting the words “early childhood education”. Amendment of section 74 of the Act.
- 8. The heading of Division B of Part IV of the Act is amended by deleting the words “PRE-PRIMARY” and substituting the words “EARLY CHILDHOOD”. Amendment of the Heading of Division B of Part IV of the Act.
- 9. Section 75 of the Act is amended - Amendment of section 75 of the Act.
 - (a) in subsection (1), by deleting the words “a Pre-Primary Services Programme suitable to the needs of children three years of age or older but under five years of age” and substituting the words “an Early Childhood Education Services Programme suitable to the needs of children under five years of age”;
 - (b) in subsection (2), by deleting the words “pre-primary services” and substituting the words “early childhood education services”.

Amendment of section 76 of the Act.

10. Section 76 of the Act is amended by deleting the words “pre-primary education services” wherever they appear in the section and substituting the words “early childhood education services”;

Amendment of section 77 of the Act.

11. Section 77 of the Act is amended -

(a) in subsection (1), by deleting the words “Council on Pre-Primary Education” and substituting the words “Council on Early Childhood Education”;

(b) in subsection (2), by deleting the words “Council on Pre-Primary Education” and substituting the words “Council on Early Childhood Education”;

Amendment of section 78 of the Act.

12. Section 78 (2) is amended in paragraphs (a), (b), (d) and (e), by deleting the words “pre-primary education services” and substituting the words “early childhood education services”.

Amendment of section 89 of the Act.

13. Section 89 of the Act is amended in paragraph (a) by deleting the words “pre-primary educational services” and substituting the words “early childhood education services”.

Amendment of section 91 of the Act.

14. Section 91 of the Act is amended –

(a) by renumbering the existing provision as subsection (1);

(b) by deleting the word “A” appearing at the commencement of the newly numbered subsection (1) and substituting the words “Subject to section 93, a”;

(c) by inserting the following as subsection (2) -

“(2) A person who contravenes subsection (1) is guilty of an offence and liable on summary conviction to a fine of one thousand dollars and

six months imprisonment, and, in the case of a continuing offence is liable to a further fine of two hundred dollars for each day during which the offence continues after the first conviction.”.

15. Section 100 of the Act is amended in paragraph (e) by deleting the words “sections 98 and 99” and substituting the words “sections 96, 98 and 99”.”. Amendment of section 100 of the Act.

16. The amendment made to section 9 of the Act by paragraph (a) of section 4 of this Act shall come into effect on the date of establishment of the Dominica State College.”. Commencement.

Passed in the House of Assembly this 17th day of April, 2002.

ALEX F. PHILLIP (MRS.)
Clerk of the House of Assembly.