



REPUBLIC OF NAURU

Education Regulations 2012

SL No. 2 of 2012

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Cabinet makes the following Regulations under section 114 of the *Education Act 2011*:

Notified on 25 June 2012

1 Citation

These Regulations may be cited as the *Education Regulations 2012*.

2 Commencement

These Regulations commence on the day they are notified.

3 Definitions

In these Regulations:

‘new application fee’ means the fee specified in the Schedule, column 2 opposite item 1;

‘registration fee’ means the fee specified in the Schedule, column 2 opposite item 3;

‘renewal application fee’ means the fee specified in the Schedule, column 2 opposite item 2.

4 Fee for application for registration of non-government school

For section 80(2)(b) of the Act, the fee for an application for registration of a non-government school is the sum of:

- (a) the new application fee; and

As notified on 25 June 2012

- (b) the registration fee.

5 Fee for application for renewal of registration of non-government school

For section 84(2)(b) of the Act, the fee for an application for renewal of registration of a non-government school is the sum of:

- (a) the renewal application fee; and
- (b) the registration fee.

6 Partial refund on refusal of application

- (1) A person who has made an application for registration or renewal of registration of a non-government school is entitled to a refund of the registration fee paid by the person if:
 - (a) the Minister has refused the person's application; and
 - (b) the person's rights of review and appeal under Part 13 of the Act in relation to the decision to refuse the application have been exhausted.
- (2) For subregulation (1)(b), a person's rights of review under Part 13 of the Act have been exhausted if:
 - (a) 28 days have elapsed since the person received notice of the decision, and the person has not made an application for review of the decision; or
 - (b) the person's application for review of the decision has been considered by the Minister and the Minister has affirmed the decision.
- (3) For subregulation (1)(b), a person's rights of appeal under Part 13 of the Act have been exhausted if:
 - (a) 28 days have elapsed since the person received notice of the decision, and the person has not filed a notice of appeal; or
 - (b) the person's appeal against the decision has been considered by the Supreme Court and the Court has affirmed the decision.

- (4) Subregulation (5) applies if:
 - (a) a person has received a refund of the registration fee paid by them; and
 - (b) the person has been granted an extension of time under section 107(2)(b) for making an application for review of the decision to refuse to register the school; and
 - (c) the Minister has set aside the decision.
- (5) The person must pay the registration fee again before the school can be registered.

7 Transitional matter – calculation of fee for current school year

- (1) In this regulation:

‘current school year’ means the school year in which these Regulations commence.
- (2) A person who applies during the current school year for registration of a non-government school for a period that includes the current school year must, in respect of the current school year, pay half the prescribed registration fee.

Example for regulation 7(2)

A person who applies in July 2012 to register a non-government school to teach year levels 4, 5 and 6 for a term of 18 months (being the second half of the current school year and all of the next school year) must pay a total fee of \$2,050, being: the new application fee (\$250) plus half the registration fee for 2012 (3 year levels x \$200 each) plus the full registration fee for 2013 (3 year levels x \$400 each).

- (3) This regulation expires on 1 January 2013.

SCHEDULE – FEES

regulations 4 and 5

Column 1	Column 2
Item	Fee
1. new application fee	\$250
2. renewal application fee	\$200
3. registration fee	\$400 per school year for each year level for which the school is applying to be registered to teach

Example for the Schedule

If a non-government school is applying for a 2-year renewal of its registration to teach year levels 7, 8 and 9, the fee payable under regulation 5 is \$2,600, being the renewal application fee, and \$400 x 3 year levels x 2 years (the registration fee).