



# **BILL NO. 145**

*Government Bill*

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*1st Session, 60th General Assembly  
Nova Scotia  
56 Elizabeth II, 2007*

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## **An Act to Amend Chapter 1 of the Acts of 1995-96, the Education Act**

CHAPTER 15  
ACTS OF 2007

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR  
APRIL 13, 2007**

The Honourable Karen Casey  
*Minister of Education*

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*Halifax, Nova Scotia  
Printed by Authority of the Speaker of the House of Assembly*

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**An Act to Amend Chapter 1  
of the Acts of 1995-96,  
the Education Act**

Be it enacted by the Governor and Assembly as follows:

**1 Section 89 of Chapter 1 of the Acts of 1995-96, the *Education Act*, is repealed and the following Sections substituted:**

89 (1) A school board may identify a public school under its jurisdiction for review.

(2) Identification of a public school for review must be in accordance with the criteria set out in the regulations.

(3) Upon identifying a public school for review, the school board shall prepare and make available to the public a report in accordance with the regulations.

(4) Before making any decision respecting a public school that is the subject of a report pursuant to subsection (3), the school board shall, in accordance with the regulations, establish a study committee to review and respond to the report.

(5) Following its receipt of a response from the study committee, the school board shall

- (a) make public the study committee response; and
- (b) hold a public meeting,

in accordance with the regulations.

89A Following its compliance with the procedure outlined in Section 89, the school board may

- (a) maintain the *status quo*;
- (b) consolidate the school, or a part of the school, with another public school;
- (c) permanently close the public school; or
- (d) make any other decision authorized by the regulations.

**2 Clauses 145(m) to (o) of Chapter 1 are repealed and the following clauses substituted:**

(m) respecting the review of public schools including, without limiting the generality of the foregoing,

- (i) prescribing the criteria for the identification of a public school for review,
- (ii) respecting reports by school boards upon identifying a public school for review,

- (iii) respecting study committees established to review and respond to the reports,
- (iv) respecting the making public of the responses of study committees,
- (v) respecting public meetings to be held by school boards with respect to school reviews,
- (vi) respecting the time frame for reviews;
- (n) prescribing the decisions that may be made by a school board following a review of public schools;
- (o) defining “permanently close” for the purpose of Section 89A;

**3 (1)** This Act applies to

- (a) all reviews of public schools commenced after this Act comes into force;
- and
- (b) all public schools now under consideration for permanent closure or consolidation by a school board.

**(2)** For greater certainty, this Act does not apply to public schools for which consideration for permanent closure has been completed and a decision to close has been made before this Act comes into force.

**4** This Act comes into force on such day as the Governor in Council orders and declares by proclamation.

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