



REPUBLIC OF NAURU

# NAURU EDUCATION ASSISTANCE TRUST BILL 2016

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No. 24 of 2016

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A Bill for an Act to establish the Nauru Education Assistance Scheme to be funded by way of the Nauru Educational Assistance Trust Fund to be held in trust for school age children and entitlements paid out upon the earlier of completion of Year 12 or the child attaining the age of 18 years and for other related purposes

Certified: [ ]

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Enacted by the Parliament of Nauru as follows:

## PART 1 - PRELIMINARY

### 1 Short title

This Act may be cited as the *Nauru Education Assistance Trust Act 2016*.

### 2 Commencement

This Act commences upon certification by the Speaker.

### 3 Interpretation

In this Act, unless the context other provides:

**'accrued entitlement'** means the attendance sum that a child has accrued and is entitled to be paid subject to meeting the eligibility requirements set out in this Act;

**'attendance sum'** is the sum described in section 20;

**'authorised deposit-taking institution'** has the same meaning as in the *Banking Act 1959*;

**'Banking Act 1959'** means the *Banking Act 1959* of the Commonwealth of Australia;

**'Board'** means the board of directors of the Trustee;

**'child'** means a person who has not yet attained the age of 18;

**'completion' and 'complete'** means that the student has satisfied all requirements set by the school to complete a year level;

**'director'** means a person appointed to the Board in accordance with section 7;

**'eligible student'** means a child who is eligible to accrue an attendance sum in accordance with section 19;

**'exempt student'** means a child who has been granted a certificate of exemption by the Secretary for Education in accordance with section 9 of the *Education Act 2011*;

**'expelled'** means a child who has been ejected from a school and cannot re-enrol at that same school;

**'Fund'** means any fund established in accordance with this Act;

**'Government school'** means a school established under section 74(1) of the *Education Act 2011*, and includes a centre for special education;

**'initial fund'** means the amount of \$1,000,000 AUD to be paid by the Settlor into the Fund upon commencement of this Act;

**'Minister'** means the Minister for Education;

**'Nauru'** means the Republic of Nauru;

**'Office'** means each of the following positions:

(a) Secretary for the Department of Education;

(b) Secretary for the Department of Finance; and

(c) Chairperson of the Teacher Registration and Curriculum Board;

**'parent'** means the registered parent of a child and who is also the primary caregiver for that child;

**'Principal'** means:

(a) the Minister for Education; or

(b) if no person holds office as Minister for Education, the person holding office as Minister for Finance until such time as there is a person appointed to the position of Minister for Education;

**'play centre'** means a place approved by the Secretary for Education as a play centre;

**'principle of inclusive education'** has the meaning given in section 93 of the *Education Act 2011*;

**'qualifying period'** is as described in section 23;

**'registered non-Government school'** means a facility, other than a government school, for teaching school-age children during school hours;

**'Scheme'** means the School Age Allowance Scheme described in Part 4;

**'scholarship'** includes a Nauru Government scholarship or a scholarship offered through aid by a foreign government;

**'school'** includes a Government school, a non-Government school registered under a law of Nauru and a play centre;

**'settlor'** means the Republic of Nauru as represented by the Department of Finance and Economic Planning;