

Appendix A
Excerpts from the *Education Act*

The following excerpts reflect roles and responsibilities of key players in the school system:

Roles of parents

13(1) In support of the learning success of his or her child and the learning environment at the school, a parent is expected to

- (a) encourage his or her child to attend to assigned homework,
- (b) communicate reasonably with school personnel employed at the school his or her child attends as required in the best interests of the child,
- (c) cause his or her child to attend school as required by this Act,
- (d) ensure the basic needs of his or her child are met, and
- (e) have due care for the conduct of his or her child at school and while on the way to and from school.

13(2) The parent of a pupil has a right to reasonable consultation with the pupil's teacher or the principal of the school the pupil attends with respect to the education of the pupil.

13(3) It is the responsibility of the parent of a pupil and of school personnel to conduct themselves in a respectful manner and to follow established procedures when involved in communications concerning the pupil.

Duties of pupils

14(1) It is the duty of a pupil to

- (a) participate in learning opportunities to his or her potential,
- (b) accept increasing responsibility for his or her learning as he or she progresses through his or her schooling,
- (c) attend to assigned homework,
- (d) attend school regularly and punctually,
- (e) contribute to a safe and positive learning environment,
- (f) be responsible for his or her conduct at school and while on the way to and from school,
- (g) respect the rights of others, and
- (h) comply with all school policies.

14(2) It is the right of a pupil to be informed of his or her educational progress on a regular basis.

Order and discipline

21(1) Subject to the authority of the District Education Council concerned under subsection 45(2), every teacher has a general oversight of school property while being used for school purposes.

21(2) Subject to any policies or directives of the District Education Council concerned, every teacher shall

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- (a) maintain proper order and discipline in or on school property,
- (b) maintain proper order and discipline on the part of pupils under the teacher's supervision during school activities off school property, and
- (c) have due care for the conduct of pupils while on their way to and from school.

21(3) When performing the duties of a student teacher, a student teacher has the same powers and responsibilities as a teacher under this Act in respect of the maintenance of order and discipline.

Improper conduct

22(1) Where a person creates or attempts to create a disturbance in or on school property while being used for school purposes, a teacher may exclude that person from the school property.

22(2) Where under subsection (1) a teacher attempts to exclude a person from school property and that person refuses to immediately leave the school property that person commits an offence punishable under Part II of the Provincial Offences Procedure Act as a category C offence.

22(3) Where a person, in or on school property,

- (a) uses threatening or abusive language, or
- (b) speaks or acts in such a way as to impair the maintenance of order and discipline in or on the school property,

that person commits an offence punishable under Part II of the Provincial Offences Procedure Act as a category C offence.

Duties of teachers

27(1) The duties of a teacher employed in a school include

- (a) implementing the prescribed curriculum,
- (b) identifying and implementing learning and evaluation strategies that foster a positive learning environment aimed at helping each pupil achieve prescribed learning outcomes,
- (c) maintaining a deportment consistent with his or her position of trust and influence over young people,
- (d) exemplifying and encouraging in each pupil the values of truth, justice, compassion and respect for all persons,
- (e) attending to the health and well-being of each pupil,
- (f) maintaining his or her professional competence, and
- (g) assisting in the development and implementation of the school improvement plan and cooperating in the preparation of the school performance report.

27(2) A teacher employed in a school is accountable to the superintendent of the school district through the principal of the school for the performance of the teacher's duties and the overall educational progress of the pupils under the teacher's instruction.

Duties of principals

28(1) The principal of a school

- (a) is the educational leader and administrator of the school and has overall responsibility for the school and for the teachers and other school personnel employed at the school, and
- (b) is accountable to the superintendent of the school district for the performance of the principal's duties and the overall educational progress of the pupils enrolled in the school.

28(2) The duties of a principal include

- (a) preparing, in consultation with the Parent School Support Committee and the school personnel, a school improvement plan and coordinating its implementation,
[...]
- (b) ensuring that reasonable steps are taken to create and maintain a safe, positive and effective learning environment,
[...]
- (e) encouraging and facilitating the professional development of teachers and other school personnel employed at the school,
- (f) evaluating the performance of teachers and other school personnel employed at the school,
- (g) being accountable and responsible for funds provided to and raised for the school,
- (h) ensuring that provincial, school district and school policies are followed, and
- (i) ensuring the establishment of and participating in the operation of a Parent School Support Committee at the school.

Regulation 97-150

Responsibilities of teachers

25(1) Subject to any policies or directives of the District Education Council concerned, a teacher shall

- (a) maintain a regular supervision of the pupils on the school grounds,
[...]
- (b) keep with care and accuracy records of pupil attendance, inquire into and note all cases of tardiness or absence and, through the principal of the school, forward such records to the superintendent of the school district at the close of the school year,
[...]
- (e) practice such discipline as may be exercised by a kind, firm and judicious parent in his or her family, avoid indiscreet haste in the discipline of his or her pupils and, in any difficult cases, apply to the principal for advice and direction,
[...]
- (g) acquaint the pupils with a timetable showing the order of exercises for each day in the week or month and the time devoted to each,