1989

c 2 Education Amendment Act, 1989 (No. 2)

Ontario

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CHAPTER 2

An Act to amend the Education Act

Assented to February 27th, 1989

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 (1) of the Education Act, being chapter 129 of the Revised Statutes of Ontario, 1980, as amended by the Statutes of Ontario, 1981, chapter 47, section 17, 1982, chapter 20, section 2, 1982, chapter 32, section 1, 1984, chapter 60, section 1, 1986, chapter 21, section 1 and 1988, chapter 27, section 1, is further amended by adding thereto the following paragraphs:

6a. “continuing education instructor” means a person employed to provide instruction in a continuing education course or class established in accordance with the regulations other than those courses or classes for which a valid certificate of qualification or a letter of standing as a teacher is required by the regulations;

6b. “continuing education teacher” means a teacher employed to teach a continuing education course or class established in accordance with the regulations for which a valid certificate of qualification or a letter of standing as a teacher is required by the regulations.

(2) Paragraph 31 of subsection 1 (1) of the said Act is amended by adding after “probationary” in the second line “, continuing education teacher”.

2.—(1) Paragraph 13 of subsection 10 (1) of the said Act is amended by striking out “permanent teacher or a probationary teacher” in the third line and inserting in lieu thereof “permanent, probationary or continuing education teacher”.

(2) Subsection 10 (1) of the said Act, as amended by the Statutes of Ontario, 1982, chapter 32, section 4 and 1989,
chapter 1, section 2, is further amended by adding thereto the following paragraphs:

15a. defining and governing continuing education courses and classes;

15b. prescribing the continuing education courses and classes for which a valid certificate of qualification or a letter of standing as a teacher is required.

3. Paragraph 29 of subsection 150 (1) of the said Act is repealed and the following substituted therefor:

29. establish continuing education courses and classes.

4. Subsection 230 (1) of the said Act is repealed and the following substituted therefor:

(1) A full-time or part-time teacher who is employed by a board shall be employed as a permanent or probationary teacher with respect to those teaching duties with the board that are not related to the teacher's employment as an occasional teacher, a continuing education teacher or a continuing education instructor.

5. The said Act is amended by adding thereto the following section:

230a.—(1) A continuing education teacher shall be employed on a contract of employment in writing in the form of the continuing education teacher’s contract prescribed by the regulations.

(2) Subsection (1) does not apply to an occasional teacher who is employed as a substitute for a continuing education teacher.

(3) A continuing education teacher’s contract shall be signed by the parties and sealed with the seal of the board before or after the teacher enters upon the duties of the teacher.

(4) A teacher who is employed by a board as a continuing education teacher may be employed by another board as a full-time or part-time teacher.

(5) Notwithstanding subsection (1), where a teacher and a board agree, a full-time or part-time teacher who is employed by the board as a permanent teacher and as a continuing edu-
cation teacher or as a probationary teacher and a continuing education teacher may be employed under the teacher's contract as a permanent teacher or probationary teacher, as the case requires.

(6) Notwithstanding subsection (1), where a teacher and a board agree, a teacher employed by the board as a permanent teacher or as a probationary teacher with duties only as a continuing education teacher may be employed with respect to those duties under the teacher's contract as a permanent teacher or as a probationary teacher, as the case requires.

6.—(1) Section 231 of the said Act is amended by adding thereto the following subsection:

(1a) In subsection (1), a reference to school days in respect of a continuing education teacher shall be deemed to be a reference to the days upon which the class taught by the teacher is required to be taught and a reference to a school year is deemed to be a reference to the number of days during which the program of which the class is a part is scheduled by the board.

(2) Subsection 231 (7) of the said Act is amended by,

(a) inserting after "section 230" in the sixth line "or no contract has been entered into under section 230a";

(b) inserting after "writing" in the eighth line "or a contract".

7. This Act comes into force on the 1st day of May, 1989.

8. The short title of this Act is the Education Amendment Act, 1989 (No. 2).