

Reprint
as at 1 June 2016



Education (Home-Based Care) Order 1992

(SR 1992/238)

Education (Home-Based Care) Order 1992: revoked, on 1 June 2016, by clause 3 of the Education (Home-Based Care) Order Revocation Order 2016 (LI 2016/72).

Robin Cooke, Administrator of the Government

Order in Council

At Wellington this 24th day of August 1992

Present:

His Excellency the Administrator of the Government in Council

Pursuant to section 314(1) of the Education Act 1989, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This order is administered by the Ministry of Education.

Order

1 Title and commencement

- (1) This order may be cited as the Education (Home-Based Care) Order 1992.
- (2) This order shall come into force on the 28th day after the date of its notification in the *Gazette*.

2 Code of practice

There is hereby issued the code of practice set out in the Schedule.

Schedule Code of practice

cl 2

Part 1 Interpretation

1 Interpretation

In this code,—

the Act means the Education Act 1989

arranging parents, in relation to a child receiving home-based education and care, means the parents, parent, guardians, or guardian, of the child with whom the service provider concerned dealt in arranging the education and care

caregiver means a person who provides home-based education and care

children,—

- (a) in relation to any premises, means any child or children receiving home-based education and care there; and
- (b) in relation to a service provider, means any child or children whose home-based education and care the service provider arranges; and
- (c) in relation to any caregiver, means any child or children receiving home-based education and care from the caregiver

co-ordinator means an employee of a service provider who has responsibility for a network of caregivers; and—

- (a) in relation to any premises, means a co-ordinator of the network of premises of which the premises form part; and
- (b) in relation to a service provider, means a co-ordinator employed by the service provider; and
- (c) in relation to any caregiver, means a co-ordinator of the network of premises of which the home of the caregiver forms part; and

- (d) in relation to any children, means a co-ordinator of the network of premises of which the home in which they receive home-based education and care forms part; and
- (e) in relation to a parent or guardian of any children, means a co-ordinator of the network of premises of which the home in which they receive home-based education and care forms part

home-based education and care means the provision of education or care, for gain or reward, to fewer than 5 children under the age of 6 (in addition to any child enrolled at school who is the child of the person who provides education or care), in—

- (a) their own home; or
- (b) the home of the person providing the education and care; or
- (c) any other home nominated by the parents of the children

premises, in relation to any home-based education and care, means the home in which the education and care is or is to be provided, and the outdoor space or spaces ancillary to the home

secretary means the chief executive of the department of State for the time being responsible for the administration of Part 26 of the Act

service provider means a body, an agency, or a person who provides home-based education and care (as defined in clause 1) as part of a licensed home-based education and care service (as defined in section 309 of the Act).

Schedule Part 1 clause 1 **arranger**: revoked, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **arranging parents**: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **caregiver**: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **children** paragraph (a): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **children** paragraph (b): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **children** paragraph (c): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **co-ordinator**: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **co-ordinator** paragraph (b): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **co-ordinator** paragraph (d): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **co-ordinator** paragraph (e): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **home-based care**: revoked, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **home-based education and care**: inserted, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **premises**: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 1 clause 1 **service provider**: inserted, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Part 2 Premises

2 Premises to meet certain standards

A service provider must not arrange any home-based education and care in any premises unless satisfied that—

- (1) the premises comply with the provisions set out in clause 3; and
- (2) the arrangement gives the service provider adequate means of determining whether or not those provisions are being complied with in relation to those premises; and
- (3) the arrangement can be terminated forthwith if the service provider is not satisfied that those provisions are being complied with in relation to those premises.

Schedule Part 2 clause 2: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 2 clause 2(2): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 2 clause 2(3): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

3 Standards for premises

Clause 2 relates to the following provisions:

Indoor and outdoor environment

- (1) Indoor space must include a minimum of 10 m² in one space. The space may include equipment and furniture for play, but must exclude fittings, fixed equipment and stored goods, passageways, toilet facilities, specific sleeping areas for children, and other areas not suitable for play:
- (2) Where children under 2 are cared for, there must be safe indoor spaces for crawling, walking, and floor play. Some of these spaces must have soft floor coverings:
- (3) Outdoor space must include suitably surfaced and drained space for a variety of activities, in a safe play area closed in by secure fences and gates. The outdoor space must provide experience with natural materials, and enough room for running:
- (4) Access to outdoor space must be easily accessible and available to children:

- (5) The premises must have safe storage space for children's personal belongings, play equipment, cleaning materials, and administrative records:
- (6) If children have disabilities, the premises must be such that they do not inhibit the children's ability to grow and develop in developmentally appropriate ways:
- (7) Children must not have access to poisonous plants:
Food and drink
- (8) The premises must have facilities for hygienic preparation, storage, and serving of food and drinks:
- (9) The premises must have facilities for hygienic washing, rinsing, and storage of utensils:
Laundry and sanitary facilities
- (10) The premises must have, or there must be easy access from the premises to, hygienic and suitable laundry facilities:
- (11) The premises must have, in sufficient number for the children, sanitary facilities that are easily accessible, safe, and suitable to be used by children:
Lighting and ventilation
- (12) Every indoor part of the premises used by children must have adequate lighting and ventilation:
- (13) Every indoor part of the premises used by the children must be capable of being heated to and maintained at temperatures of not less than 16°C and while used by children must be maintained at a temperature of not less than 16°C:
Fire and earthquake protection
- (14) The premises must have adequate safeguards against fire, and a means of escape if fire breaks out:
- (15) The premises must have adequate safeguards against earthquake damage, and for dealing with the consequences of an earthquake:
Sleeping facilities
- (16) The premises must have adequate space and facilities for children to have undisturbed rest:
- (17) The premises must have for children needing to sleep during the time spent there a cot, bed, stretcher, or mattress, available whenever needed,—
 - (a) of a size appropriate for the children's height, and of a design that ensures the children's safety; and
 - (b) with a waterproof covering of material other than plastic, securely fastened so as to prevent accidents; and
 - (c) with a clean covering and clean linen, and blankets or quilts sufficient to keep children warm:

Safety and hygiene

- (18) All heating fittings in the premises with exposed flames, elements, or hot surfaces, must be safeguarded in such a way as to prevent harm to children:
- (19) Those parts of the premises, and the furniture, fittings, equipment and materials, in the premises, to which children have access must be kept safe and clean:
- (20) All equipment and materials in the premises must be safely stored:
- (21) All floor surfaces in those parts of the premises to which children have access must be suitable and safe for the activities to be carried out there, and easy to keep clean:
- (22) Where the premises have rooms above ground level to which children have access, stairs, windows, balconies, and exits must be kept safe; and there must be an easy and safe means of escape to ground level from each of the rooms:
- (23) All steps and ramps in the premises to which children have access must be safeguarded in such a way as to prevent harm to children:
- (24) All electrical power sockets in those parts of the premises to which children have access must be either out of the reach of children, or shielded so as to prevent danger to children:
- (25) All electrical jugs and kettles, and the cords for them, must be inaccessible to children:
- (26) Every stove or cooking hob in the premises must be safeguarded in such a way as to prevent harm to children:
- (27) The premises must have, or have easy access to, a telephone:
- (28) The premises must have a written plan for the evacuation and education and care of children in emergencies:
- (29) All cleaning agents, medicines, poisons and other dangerous substances in the premises must be well out of reach of children or securely locked away:
- (30) Outdoor doors, fences, and gates of the premises must be so provided and maintained that children cannot leave the premises without the caregiver's help:
- (31) Every swimming pool, excavation, structure, and site capable of holding water on the premises must be secured against entry by children in the manner prescribed by the Fencing of Swimming Pools Act 1987:

First aid

- (32) The premises must have a first-aid cabinet or box, kept in good condition, ready for immediate use, and equipped to a standard approved—
 - (a) by the Director-General of Health; or

- (b) by the body that was previously known as the Health Funding Authority (so long as the approval by that body has not been superseded by an approval given under paragraph (a)):
- (33) The first-aid cabinet or box must either be fitted with a child-proof lock, or other device, that prevents children from opening it, or be inaccessible to children.

Schedule Part 2 clause 3(18): substituted, on 11 June 1998, by clause 2(1) of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 2 clause 3(23): substituted, on 11 June 1998, by clause 2(1) of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 2 clause 3(26): substituted, on 11 June 1998, by clause 2(1) of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 2 clause 3(28): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 2 clause 3(32): substituted, on 1 January 2001, by section 111(2) of the New Zealand Public Health and Disability Act 2000 (2000 No 91).

Part 3

Arrangement of home-based education and care

Schedule Part 3 heading: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

4 Arrangements to meet certain standards

A service provider must not arrange any home-based education and care unless satisfied that—

- (1) the provisions set out in clause 5 will be complied with in relation to the arrangement; and
- (2) the service provider will be able to determine whether or not those provisions are being complied with in relation to the arrangement; and
- (3) the arrangement can be terminated if the service provider is not satisfied that those provisions are being complied with in relation to the arrangement.

Schedule Part 3 clause 4: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 4(2): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 4(3): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

5 Standards of education and care and education

Clause 4 relates to the following provisions:

General

- (1) The caregiver must have a knowledge of first aid:
- (2) The children must not have access to pornographic material:

- (3) While children are receiving home-based education and care in any premises, no person who is, or is likely to be, affected by—
- (a) alcohol; or
 - (b) any other substance that has a detrimental effect on the person's functioning or behaviour,—
- may be in or enter the premises:
- Safe and healthy practices*
- (4) Hazards to the safety of the children in the premises where the children are receiving home-based education and care must be corrected, repaired, removed, or made inaccessible to the children:
- (5) Where children travel in a motor vehicle with the caregiver, the requirements of regulations 30 and 30A of the Traffic Regulations 1976 must be met:
- (6) Information about all food and drink provided to children must be recorded daily and made available to the arranging parents for inspection on request:
- (7) Food and drink must be adequate in quantity and quality, and appropriate, for children's growth and developmental needs:
- (8) The premises where children receive home-based education and care must have eating arrangements suitable for children:
- (9) Children under 6 months must be held while being fed from a bottle:
- (10) Any infant formula fed to children must be of a type approved by the arranging parents:
- (11) Children must not be unattended while eating:
- (12) Children must not have access to fluid or food while in bed (or any other resting or sleeping place):
- (13) Cleanliness must be rigorously observed in the preparation, storage, and serving of all food and drink:
- (14) An ample supply of potable drinking water must be available for children at all times:
- Changing napkins*
- (15) Individual washcloths and towels must be available for napkin changes:
- (16) Safe and sanitary arrangements must be available for changing napkins:
- Bed linen*
- (17) Bed linen must be laundered when soiled or wet, and at least once a week:
- (18) Bed linen used by one child must be laundered before being used by another:
- Collection of children*
- (19) A child must not leave the education and care of the caregiver with any person who has not been authorised in writing to take the child by a person who has

the role of providing day-to-day education and care for the child or who has custody of the child:

Health

- (20) Before arranging home-based education and care for any child, the service provider must find out if the child has any infectious or contagious disease, disability, or adverse health condition, that presents a substantial risk to other children:
- (21) The service provider must tell the caregiver if children have any infectious or contagious disease, disability, or adverse health condition, that presents a substantial risk to the health and safety of other children, before they enter the home:
- (21A) The caregiver must be able to refuse to take any child who has any infectious or contagious disease, disability, or adverse health condition, that presents a substantial risk to the health and safety of other children:
- (22) The caregiver must notify the service provider, and the arranging parents or people designated by the arranging parents, of any accident children have while receiving home-based education and care:
- (23) The caregiver must notify the arranging parents or people designated by the arranging parents if children become ill while receiving home-based education and care:
- (23A) If any child becomes seriously ill or is involved in a serious accident, the caregiver must take immediate steps to seek medical aid:
- (24) A child who becomes ill must be made comfortable and kept under close observation at all times; and if necessary must be isolated from other children or returned to the arranging parent as soon as possible:
- (25) Children must not be given medicine while receiving home-based education and care without the written authority of 1 of the arranging parents except under medical advice in an emergency:
- (26) Children must not receive home-based education and care from the caregiver while the caregiver is ill or has an infectious or contagious disease; and the caregiver must take all reasonable steps to ensure that children do not come into contact with people suffering or suspected to be suffering from any infectious or contagious disease:
- (27) No caregiver must be in a state of physical or mental health that presents any risk or danger to children:
- (28) The caregiver's household must not include any person who has—
 - (a) committed a crime against children; or
 - (b) abused children:
- (29) While children are receiving home-based education and care in any premises, no person who has—

- (a) committed a crime against children; or
 - (b) abused children,—
may be in or enter the premises:
- (29A) If the caregiver is satisfied, on reasonable grounds, that a person—
- (a) has committed a crime against children; or
 - (b) has abused children,—
the caregiver must refuse entry to that person:
- (30) All animals must be kept clean and healthy and be able to be restrained:
- (30A) While children are receiving home-based education and care in any premises, no person may smoke in any area used by children, in any area where food is prepared, or in any outdoor area where children are playing:
- Equipment*
- (31) There must be available in the premises in which children are receiving home-based education and care equipment for indoor and outdoor play of a standard and range adequate to provide for the physical, emotional, social, cultural, creative, and cognitive development of the children:
- Programme of activities*
- (32) While children are attending home-based education and care, the service provider must ensure that caregivers—
- (a) enhance children’s learning and development through planning and evaluating a range of appropriate activities that cater for the cognitive, creative, cultural, emotional, intellectual, physical, and social needs of each child; and
 - (b) demonstrate understanding of children’s learning and development, and current good practice for early childhood education; and
 - (c) plan the physical environment to provide opportunities for play and experiences both indoors and outdoors; and
 - (d) ensure that children have opportunities to interact and play with other children; and
 - (e) encourage children to become and remain confident in their own culture, and to develop an understanding of and respect for other cultures of Aotearoa/New Zealand; and
 - (f) ensure that parents and whanau are given opportunities to participate in decision making concerning their children and to discuss their children’s progress and needs:
- Management practices for child behaviour*
- (33) The premises in which children receive home-based education and care must provide a safe supportive environment in which children are not harmed or at

risk physically, socially, spiritually, or emotionally, and do not experience abuse or discrimination:

- (34) The caregiver's management practices must be such that each child—
- (a) is treated with, and allowed to have, respect and dignity; and
 - (b) is given positive guidance directed towards promoting behaviour that is appropriate for the child's stage of development; and
 - (c) is guided by means of praise and encouragement, rather than blame, harsh or abusive language, or belittling or degrading responses; and
 - (d) is not subjected to any form of physical ill-treatment, corporal punishment, solitary confinement, verbal abuse, immobilisation, or deprivation of food:

Records

- (35) The caregiver must keep in respect of every child receiving home-based education and care records of the following matters:
- (a) the child's name, date of birth and home address;
 - (b) the days on and times between which the child receives home-based education and care; and
 - (c) the name, and, if it differs from the child's address, the home address, of at least one arranging parent of the child; and
 - (d) the place at which or the means by which the arranging parents may be reached in case of illness or other emergency; and
 - (e) particulars of accidents and illnesses occurring to the child while receiving home-based education and care, and of the action taken; and
 - (f) details of any chronic illness, condition, or disability from which the child suffers, and of any medication required to be given to the child; and
 - (g) details of medicine (whether prescription or non-prescription) given to the child, of the days and times when it was given, and on whose authority and by whom it was given; and
 - (h) the name of the doctor from whom the arranging parents direct that medical advice must first be sought in the event of illness or emergency affecting the child; and
 - (i) the names of the people authorised to collect the child and, where appropriate, details of people who have right of legal access to the child:

- (35A) The records required by paragraph (35) to be kept must be retained for at least 7 years and must be made available for inspection by the co-ordinator or the service provider on request:

Right of entry

- (36) Notwithstanding paragraphs (29) and (29A),—

- (a) children's parents and guardians (other than a parent or guardian required by law not to have access to or contact with the child concerned); and
- (b) any person authorised in writing by a parent or guardian (other than a person required by law not to have access to or contact with the child concerned, or access to the premises); and
- (c) the service provider or a representative of the service provider,—
must have access to the premises at all times when children are receiving home-based education and care there:

Caregiver numbers

- (37) Except as provided in paragraph (37A), no premises must have more than 1 caregiver:
- (37A) If more than 3 siblings under 2 are receiving home-based education and care in any premises, there must be 2 caregivers:
- (38) There must not receive home-based education and care in any premises more children than (in the light of the design of the premises and the ages and needs of the children) can receive good and safe home-based education and care there:
- (39) Without limiting the generality of paragraph (38), there must not be—
 - (a) more than 4 children under 6; or
 - (b) unless they are siblings, more than 2 children under 2,—
receiving home-based education and care in any premises at the same time:
- (40) All children under 6 of the caregiver must be considered and counted for the purposes of paragraphs (38) and (39):

Supervision

- (41) A caregiver must be in attendance at all times while children are receiving home-based education and care:
- (42) While receiving home-based education and care, a child must at no time be left unsupervised:

Networks

- (43) All premises where home-based education and care arranged by a service provider is given must be part of a network comprising premises where the total number of children receiving home-based education and care at any particular time is usually no more than 80:
- (44) The network must be the responsibility of 1 or more co-ordinators employed by the service provider:
- (45) Each co-ordinator must hold a qualification approved by the Secretary for the purpose:

- (45A) Each co-ordinator must be a person considered by the service provider to be suitable to co-ordinate a network:
- (46) At least once a fortnight, each caregiver in the network must be contacted by a co-ordinator while the caregiver is providing home-based education and care:
- (47) At least once a month, in each of the premises forming part of the network, children and the caregiver must be observed by a co-ordinator while the children are receiving home-based education and care from the caregiver:
- (47A) Each network must have—
- (a) a copy of this order; and
 - (b) copies of the Education Review Office reports on its network,—
- available for inspection at reasonable times by the parents, guardians, and families of children receiving home-based education and care:

Age of caregivers

- (48) Every caregiver must be 20 or older:

Parent and family rights

- (49) Parents, guardians, and families of children receiving home-based education and care must have opportunities to discuss and exchange information with the service provider, co-ordinators, and caregivers:
- (50) Parents, guardians, families, the service provider, and co-ordinators and caregivers, must have opportunities to discuss developmentally appropriate programmes suited to the needs of children receiving home-based education and care:
- (51) Parents, guardians, and families must have the name and address of a person to contact if they have any concerns or a wish to make a complaint, about any aspect of the education and care of children.

Schedule Part 3 clause 5 heading: amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(3): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(3): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(4): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(8): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(19): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(19): amended, on 1 July 2005, by clause 3(1) of the Education (Home-Based Care) Amendment Order 2005 (SR 2005/108).

Schedule Part 3 clause 5(20): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

- Schedule Part 3 clause 5(20): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(21): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(21): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(21A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(22): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(23): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(23A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(24): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(25): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(26): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(26): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(29): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(29A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(30A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(30A): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(31): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(32): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).
- Schedule Part 3 clause 5(32): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(33): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(35): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(35)(b): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(35)(e): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).
- Schedule Part 3 clause 5(35)(h): amended, on 18 September 2004, by section 175(3) of the Health Practitioners Competence Assurance Act 2003 (2003 No 48).
- Schedule Part 3 clause 5(35A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(35A): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(36): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(36): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(36)(a): amended, on 1 July 2005, by clause 3(2) of the Education (Home-Based Care) Amendment Order 2005 (SR 2005/108).

Schedule Part 3 clause 5(36)(b): substituted, on 1 July 2005, by clause 3(3) of the Education (Home-Based Care) Amendment Order 2005 (SR 2005/108).

Schedule Part 3 clause 5(36)(c): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(37): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(37A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(37A): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(38): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(39): substituted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(39): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(41): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(42): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(43): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(44): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(45A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(45A): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(46): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(47): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(47A): inserted, on 11 June 1998, by clause 3 of the Education (Home-Based Care) Amendment Order 1998 (SR 1998/86).

Schedule Part 3 clause 5(47A): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(49): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(50): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

Schedule Part 3 clause 5(51): amended, on 1 December 2008, by section 60(2) of the Education Amendment Act 2006 (2006 No 19).

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1 June 2016

Education (Home-Based Care) Order 1992

Schedule

Diane Wilderspin,
Acting for Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 27 August 1992.

Reprints notes

1 *General*

This is a reprint of the Education (Home-Based Care) Order 1992 that incorporates all the amendments to that order as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Education (Home-Based Care) Order Revocation Order 2016 (LI 2016/72)

Education Amendment Act 2006 (2006 No 19): section 60(2)

Education (Home-Based Care) Amendment Order 2005 (SR 2005/108)

Health Practitioners Competence Assurance Act 2003 (2003 No 48): section 175(3)

New Zealand Public Health and Disability Act 2000 (2000 No 91): section 111(2)

Education (Home-Based Care) Amendment Order 1998 (SR 1998/86)