



Education (Early Childhood Services) Amendment Regulations 2019

Patsy Reddy, Governor-General

Order in Council

At Wellington this 9th day of December 2019

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 317 of the Education Act 1989 on the advice and with the consent of the Executive Council.

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Regulations

1 Title

These regulations are the Education (Early Childhood Services) Amendment Regulations 2019.

2 Principal regulations amended

These regulations amend the Education (Early Childhood Services) Regulations 2008.

3 Commencement

These regulations come into force on 9 January 2020.

4 Regulation 3 amended (Interpretation)

In regulation 3, definition of **recognised qualification**, replace paragraph (a) with:

- (a) in relation to a licensed service that is teacher led and the requirement under regulation 44(1)(a) and item 1 of Schedule 1 that a person responsible for a licensed service must hold a recognised qualification,—
 - (i) for a person responsible at a licensed centre that is teacher led, a primary or early childhood teaching qualification recognised by the Teaching Council of Aotearoa New Zealand for registration purposes:
 - (ii) for a person responsible at a licensed hospital-based education and care service, an early childhood teaching qualification recognised by the Teaching Council of Aotearoa New Zealand for registration purposes:
 - (iii) for a person responsible at a licensed home-based education and care service, an early childhood teaching qualification recognised by the Teaching Council of Aotearoa New Zealand for registration purposes:
- (ab) in relation to a licensed service recognised as a teacher led service (as defined in regulation 44(4)) and the requirement under regulation 44(1)(a) and item 2 of Schedule 1 that 50% of required staff must hold a recognised qualification, an early childhood teaching qualification recognised by the Teaching Council of Aotearoa New Zealand for registration purposes:

5 Regulation 44 amended (Qualifications, ratios, and service-size standard: general)

After regulation 44(3)(c), insert:

- (d) a person responsible may be counted for the 50% requirement if they hold an early childhood teaching qualification recognised by the Teaching Council of Aotearoa New Zealand for registration purposes.

6 Schedule 1 amended

In Schedule 1, delete “(including person responsible)”.

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 9 January 2020, amend the Education (Early Childhood Services) Regulations 2008 (the **principal regulations**).

The amendment allows a person with a primary or early childhood teaching qualification to be a person responsible for a licensed early childhood education and care centre that is teacher led. However, only a person responsible with an early childhood teaching qualification may be counted for the requirement that 50% of the required staff hold that qualification.

Regulatory impact assessment

The Ministry of Education produced a regulatory impact assessment on 27 November 2019 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact assessment can be found at—

- <http://www.education.govt.nz/our-work/information-releases/issue-specific-releases/>
- <http://www.treasury.govt.nz/publications/informationreleases/ria>

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 12 December 2019.

These regulations are administered by the Ministry of Education.