

AUSTRALIAN CAPITAL TERRITORY.

No. 5 of 1952.

AN ORDINANCE

To amend the Education Ordinance 1937-1947.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1947*, as follows:—

1.—(1.) This Ordinance may be cited as the *Education Ordinance 1952*.^{*} Short title and citation.

(2.) The *Education Ordinance 1937-1947* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Education Ordinance 1937-1952*.

2. Section five of the Principal Ordinance is repealed and the following section inserted in its stead:—

“5. In this Ordinance, unless the contrary intention appears— Definitions.

‘the Court’ means the Children’s Court established under the *Neglected Children and Juvenile Offenders Act 1905*, of the State of New South Wales, in its application to the Territory, and includes a Court exercising the jurisdiction of a Children’s Court;

‘the Registrar’ means the Registrar of Schools appointed under section seven of this Ordinance;

‘the school leaving age’ means the age of fifteen years;

‘truant’ means a child who habitually disobeys the order of his parents or guardian to attend school.”

3. Section twelve of the Principal Ordinance is repealed and the following section inserted in its stead:—

“12.—(1.) In a prosecution for an offence against section eight, section nine or section nine A of this Ordinance in relation to a child, all or any of the following averments by the informant may be included in the information and, if included in the information, are *prima facie* evidence of the matter or matters averred, namely:— Certain averments to be prima facie evidence.

(a) that, at the date of the alleged offence, the child was of, above or under the age stated in the information;

(b) that, at the date of the alleged offence, the child was residing in the Territory;

^{*} Notified in the *Commonwealth Gazette* on 15th May, 1952.

- (c) that at the date of the alleged offence, the child was not enrolled as a scholar at a school in the Territory maintained by or on behalf of the Commonwealth or a school certified under this Ordinance; and
- (d) that the child was employed at the time of the alleged offence.

“(2.) This section applies to a matter so averred although evidence is given in support or rebuttal of the matter averred or of any other matter.”.

Dated this eighth day of May, 1952.

W. J. McKELL
Governor-General.

By His Excellency's Command,

W. S. KENT HUGHES
Minister of State for the Interior.

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.