



SEANAD ÉIREANN

**AN BILLE OIDEACHAIS (CAIRT MAC LÉINN AGUS
TUISMITHEOIRÍ), 2019
EDUCATION (STUDENT AND PARENT CHARTER) BILL 2019**

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

AN BILLE OIDEACHAIS (CAIRT MAC LÉINN AGUS TUISMITHEOIRÍ), 2019 —An Coiste

EDUCATION (STUDENT AND PARENT CHARTER) BILL 2019 —Committee Stage

Leasuithe Amendments

**Government amendments are denoted by an asterisk*

SECTION 2

1. In page 5, between lines 27 and 28, to insert the following:

“(d) the right of teachers and other school employees to recognition of their safety, health and welfare at work, including their right to dignity at work and recognition of their professional judgements;”.

—*Senator Gerard P. Craughwell.*

2. In page 6, line 4, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

3. In page 6, between lines 11 and 12, to insert the following:

“(k) the procedures relating to the use of reduced timetables in the school;”.

—*Senator Lynn Ruane.*

4. In page 6, between lines 11 and 12, to insert the following:

“(k) the procedures relating to the use of seclusion and restraint in the school;”.

—*Senator Lynn Ruane.*

5. In page 6, between lines 14 and 15, to insert the following:

“(4) (a) Schools shall, in addition to 27B (3)(g), provide to both parents and the Department of Education information relating to voluntary contributions, inclusive of the total monies collected annually, and a detailed expenditure of those monies by the school; and

(b) The Department of Education shall publish this information on the website, updating it on an annual basis.”.

—*Senator Paul Gavan.*

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6. In page 6, lines 15 and 16, to delete all words from and including “may,” in line 15 down to and including line 16 and substitute “shall”.

—*Senator Gerard P. Craughwell.*

7. In page 6, to delete lines 24 to 27 and substitute the following:

“(7) The Minister shall review the charter guidelines every 5 years; and may make such amendments to the charter guidelines as he or she considers necessary or appropriate following this review.”.

—*Senator Paul Gavan.*

8. In page 6, between lines 39 and 40, to insert the following:

“(a) have adequate personnel, financial and time resources in order to implement the provisions of the Education (Student and Parent Charter) Act 2019,”.

—*Senator Gerard P. Craughwell.*

9. In page 7, line 4, after “school” to insert “, its teachers”.

—*Senator Gerard P. Craughwell.*

10. In page 7, after line 42, to insert the following:

“or

(c) is so advised by the Ombudsman for Children under subsection (13).”.

—*Senator Lynn Ruane.*

11. In page 8, to delete lines 35 to 39.

—*Senator Gerard P. Craughwell.*

12. In page 9, to delete lines 9 and 10.

—*Senator Gerard P. Craughwell.*

13. In page 9, between lines 14 and 15, to insert the following:

“(13) Where the Ombudsman for Children—

(a) makes suggestions to a board, or provides guidance to a board, or where following an investigation under the Ombudsman for Children Act 2002, the Ombudsman for Children makes recommendations to a board in relation to the actions of a school, the board shall consider any such suggestions, guidance or recommendations.

(b) advises the Minister of any suggestions, guidance or recommendations made to a board under subsection (a), the Minister may give a direction in writing to that board under this section in relation to the matters conveyed to the Minister by the

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Ombudsman for Children.”.”.

—*Senator Lynn Ruane.*

SECTION 7

14. In page 10, line 17, to delete “the” where it secondly occurs and substitute “appropriate”.

—*Senator Gerard P. Craughwell.*

15. In page 10, between lines 17 and 18, to insert the following:

“(c) by the deletion of the following in subsection (5):

“and such rules may provide for the election of members and the dissolution of a student council.”,

and

(d) by the insertion of the following after “affairs” in subsection (6):

“including providing for the election of members and the dissolution of a student council.”.”.

—*Senator Lynn Ruane.*

SECTION 8

16. In page 10, line 20, to delete “**Grievances**” and substitute “**Issues of Concern**”.

—*Senator Gerard P. Craughwell.*

17. In page 10, line 21, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

18. In page 10, between lines 22 and 23, to insert the following:

“(a) consultation, in advance of the publication of procedures, with appropriate representative bodies including trade unions representing teachers;”.

—*Senator Gerard P. Craughwell.*

19. In page 10, line 24, to delete “grievance process” and substitute “issues concerned”.

—*Senator Gerard P. Craughwell.*

20. In page 10, line 25, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

21. In page 10, line 26, to delete “grievance” and substitute “issue”.

—*Senator Gerard P. Craughwell.*

22. In page 10, line 29, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

[SECTION 8]

23. In page 10, line 31, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

24. In page 10, line 32, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

25. In page 10, between lines 33 and 34, to insert the following:

“(f) an explanation of the role of the Ombudsman for Children under section 9 of the Ombudsman for Children Act 2002 and the complaints procedure thereof.”.

—*Senator Lynn Ruane.*

26. In page 10, line 35, to delete “a grievance where the grievance is” and substitute “an issue of concern where the issue is”.

—*Senator Gerard P. Craughwell.*

27. In page 10, after line 36, to insert the following:

“(3) Where a school decides not to deal with a grievance on the basis of it being vexatious or frivolous it shall, where appropriate, notify the complaint outlining as to why it deems this to be the case, and keep a record of this decision.”.

—*Senator Paul Gavan.*

28. In page 11, line 2, to delete “grievances” where it firstly occurs and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

29. In page 11, line 2, to delete “grievances” where it secondly occurs and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

SECTION 9

30. In page 11, line 9, to delete “grievances” and substitute “issues of concern”.

—*Senator Gerard P. Craughwell.*

SECTION 10

31. In page 11, lines 13 to 16, to delete all words from and including “in” in line 13 down to and including line 16 and substitute “by the repeal of subsection (2).”.

—*Senator Lynn Ruane.*