

# NORTHERN TERRITORY OF AUSTRALIA

## EDUCATION LEGISLATION AMENDMENT ACT 2025

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### Act No. 5 of 2025

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# NORTHERN TERRITORY OF AUSTRALIA

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## Act No. 5 of 2025

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An Act to amend the *Education Act 2015* and the *Education Regulations 2015*

[Assented to 3 April 2025]  
[Introduced 13 February 2025]

The Legislative Assembly of the Northern Territory enacts as follows:

### Part 1 Preliminary matters

#### 1 Short title

This Act may be cited as the *Education Legislation Amendment Act 2025*.

#### 2 Commencement

- (1) This Act (except Part 3) commences on the day after the day on which the Administrator's assent to this Act is declared.
- (2) Subject to subsection (3), Part 3 commences on the day fixed by the Administrator by *Gazette* notice.
- (3) If Part 3 does not commence before 10 February 2027, it commences on that day.

### Part 2 Amendment of Education Act 2015

#### 3 Act amended

This Part amends the *Education Act 2015*.

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**4 Section 5 amended (Definitions)**

Section 5

*insert*

***school attendance officer*** means a person appointed to be a school attendance officer under section 166A.

**5 Section 166A inserted**

Before section 167, in Part 8, Division 3

*insert*

**166A School attendance officers**

- (1) The CEO may, in writing, appoint a person to be a school attendance officer.
- (2) A school attendance officer has the following functions:
  - (a) to monitor and enforce compliance with the provisions of this Act relating to school attendance;
  - (b) to provide information and advice on matters relating to school attendance;
  - (c) to conduct community education and awareness programs relating to school attendance;
  - (d) to perform any other function conferred on school attendance officers under this Act.
- (3) A school attendance officer has the powers necessary to perform the officer's functions under this Act.

**6 Section 167 amended (Authorised persons)**

Section 167(1)(b)

*omit, insert*

- (b) a school attendance officer;
- (c) a person appointed under subsection (2).

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**7 Section 168 amended (Identity card)**

Section 168(4)

*omit*

**8 Section 168A inserted**

After section 168

*insert*

**168A Production of identity card**

An authorised person (other than a police officer in uniform) exercising a power or performing a function under this Act in relation to a person must, if exercising the power or performing the function in the presence of the person, produce for the person's inspection:

- (a) if the authorised person is a police officer – the officer's police identification; or
- (b) otherwise – the authorised person's identity card.

**9 Section 171 amended (Information notice)**

- (1) Section 171(1)

*omit*

- (2) Section 171(2)

*omit*

The CEO

*insert*

If the CEO or a school attendance officer believes on reasonable grounds that section 39, 40, 42 or 70 is not being complied with in relation to a child, the CEO or officer

- (3) Section 171(3)(b) and (4), after "CEO"

*insert*

or school attendance officer

## (4) Section 171(5)(a)

*omit, insert*

(a) an information notice is given to the parent under subsection (2)(a); and

## (5) Section 171(6)(a)

*omit, insert*

(a) an information notice is given to the child under subsection (2)(b); and

**10 Section 172 amended (Compliance notice)**

## (1) Section 172(1)

*omit*

## (2) Section 172(2)

*omit*

The CEO

*insert*

If the CEO or a school attendance officer believes on reasonable grounds that section 39, 40, 42 or 70 is not being complied with in relation to a child, the CEO or officer

## (3) After section 172(2)

*insert*

(2A) A compliance notice may be given whether or not an information notice under section 171(2) has been given in the circumstances.

## (4) Section 172(4), after "CEO"

*insert*

or school attendance officer

## (5) Section 172(5)

*omit, insert*

- (5) If the CEO or school attendance officer considers it appropriate to do so, the CEO or officer may extend the period mentioned in subsection (3)(d) on the CEO's or officer's own initiative or on the request of the person given the compliance notice.

## (6) Section 172(7)(a)

*omit, insert*

- (a) a compliance notice is given to the parent under subsection (2)(a); and

## (7) Section 172(8)(a)

*omit, insert*

- (a) a compliance notice is given to the child under subsection (2)(b); and

## (8) Section 172(11)

*omit, insert*

- (11) If the CEO or school attendance officer is satisfied that the compliance notice has been complied with, the CEO or officer must revoke the notice by written notice given to the parent or child, as the case requires.

**11 Section 173 amended (Compulsory conference)**

## (1) Section 173(1)

*omit, insert*

- (1) If the CEO or a school attendance officer believes on reasonable grounds that a provision of Part 4 (other than Division 3) is not being complied with in relation to a child, the CEO or officer may give a direction under subsection (2).

## (2) Section 173(2), after "The CEO"

*insert*

or school attendance officer

- (3)            Section 173(2), after "the CEO" (*all references*)

*insert*

or officer

- (4)            Section 173(3)(b), after "CEO"

*insert*

or school attendance officer

- (5)            Section 173(3)(c), after "CEO"

*insert*

or officer

- (6)            Section 173(5), after "conference, the CEO"

*insert*

or school attendance officer

- (7)            Section 173(5), after "if the CEO"

*insert*

or officer

- (8)            Section 173(8)(c), after "CEO"

*insert*

or school attendance officer

## **12            Act further amended**

The Schedule has effect.

## **Part 3                      Amendment of Education Regulations 2015**

### **13            Regulations amended**

This Part amends the *Education Regulations 2015*.



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**14 Regulation 11 amended (Register of enrolments and attendances)**

- (1) Regulation 11, before "For"

*insert*

(1)

- (2) Regulation 11(a), after "student's"

*insert*

full

- (3) After regulation 11(c)

*insert*

(ca) the student's country of birth;

(cb) the student's gender;

(cc) the student's LSI (if applicable);

(cd) the AGEID for the school in which the student is enrolled (if applicable);

- (4) Regulation 11, at the end

*insert*

- (2) In this regulation:

**AGEID** means the Australian Government Education Identifier number issued by the Commonwealth for each school or schooling organisation.

**LSI** means the local student identifier issued by the Agency.

**15 Regulation 41A amended (Student records)**

- (1) Regulation 41A, before "For"

*insert*

(1)

- (2) Regulation 41A(a), after "student's"  
*insert*  
full
- (3) After regulation 41A(c)  
*insert*  
(ca) the student's country of birth;  
(cb) the student's gender;  
(cc) the AGEID for the school in which the student is enrolled (if applicable);
- (4) Regulation 41A, at the end  
*insert*
- (2) In this regulation:  
**AGEID** means the Australian Government Education Identifier number issued by the Commonwealth for each school or schooling organisation.

## Part 4 Repeal of Act

### 16 Repeal of Act

This Act is repealed on the day after it commences.

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**Schedule Education Act 2015 further amended**

section 12

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Provision	Amendment	
	<i>omit</i>	<i>insert</i>
section 41(1)	reasonably believes	believes on reasonable grounds
section 80(1)	reasonably believes	believes on reasonable grounds that
sections 174(1)(b) and 176(1)	reasonably believes	believes on reasonable grounds

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