

EDUCATION ACT

R-022-2009

Registered with the Registrar of Regulations

2009-06-12

CONSULTATION REGULATIONS

The Commissioner in Executive Council, under section 203 of the *Education Act*, S.Nu. 2008, c. 15, and every enabling power, makes the attached *Consultation Regulations*.

1. In these regulations,

"consultation register" means the register described in subsection 203.1(4) of the Act. (*registre sur les consultations*)

Consultation Register

2. (1) Any person or organization may request to be registered in the consultation register by submitting a request to the Minister that sets out all of the information required under section 3.

(2) A request under subsection (1) may be made

- (a) by submitting a written request to the Minister;
- (b) by attending, in person, at an office of the Department of Education; or
- (c) by telephone to an office of the Department of Education.

3. (1) The consultation register shall contain the following information in respect of each person or organization that requests registration:

- (a) the name of the person or organization;
- (b) the language or languages in which the person or organization prefers to be consulted;
- (c) the method by which the person or organization prefers to receive consultation materials;
- (d) contact information for the person or organization;
- (e) for an organization, or a person who is not an individual, the title of the person to whom consultation materials should be addressed.

(2) The contact information provided by a person or organization under paragraph (1)(d) must include, at least, the information that is necessary to permit delivery of consultation materials in the method by which the person or organization prefers to receive consultation materials.

4. The Minister may request a person or organization to confirm that it wishes to continue to be registered in the consultation register and to confirm that the information in the register in respect of that person or organization is accurate.

5. (1) The Minister may remove a person or organization from the consultation register

- (a) if the person or organization requests to be removed;
- (b) if, after the Minister makes a request under section 4, the person or organization fails to confirm that the person or organization wishes to continue to be registered or fails to confirm the accuracy of the information in the register.

(2) Any person or organization that is removed from the consultation register may be registered again by making a request under section 2.

6. (1) A person or organization shall notify the Minister by a method set out in paragraphs 2 (2) (a) to (c) when any of the information in the consultation register in respect of that person or organization ceases to be accurate.

(2) The Minister is not responsible for ensuring the accuracy of the information provided by any person or organization in relation to their registration in the consultation register.

Access to information

7. (1) The Minister shall make the names of persons and organizations registered in the consultation register available to anyone who requests the names.

(2) The Minister shall provide access to a person or organization to the information in the consultation register in respect of that person or organization.

Consultation

8. (1) When consulting under subsections 203.1(1) or (2) of the Act, the Minister shall provide the DEA Coalition, the district education authorities and the persons and organizations registered in the consultation register with a written version of the things described in the relevant subsection.

(2) For the purpose of consulting under subsection 203.1(1) or (2) of the Act, the Minister may establish a deadline that in the opinion of the Minister is reasonable for the submission of comments.

(3) A deadline established under subsection (2) must be in writing.

(4) The Minister shall consider all comments received before the deadline established under subsection (2).

(5) The Minister shall make written comments received by the Minister as part of a consultation under section 203.1 of the Act available to anyone who requests the comments.

(6) An individual who submits comments in his or her personal capacity may request at the time of submitting the comments that his or her name be removed when the comments are made available under subsection (5) and the Minister shall comply with such a request.

9. The Minister is entitled to rely on the information in the consultation register for the purpose of consulting any registered person or organization.

Transition

10. A consultation that began in respect of the Act before these regulations come into force shall, to the extent possible, be completed in accordance with these regulations.

11. The Minister may register a person or organization in the consultation register even if their request for registration was made before these regulations come into force.

Commencement

12. These regulations come into force on the day that section 203.1 of the Act comes into force.