



Republic of Namibia  
Annotated Statutes

**REGULATIONS**

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REGULATIONS SURVIVING IN TERMS OF  
**Education Act 16 of 2001**  
section 81(5)

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**Regulations on Financial Aid to Nursery Schools**

Government Notice 59 of 1964

(OG 2546)

came into force on 15 December 1963

The Regulations relating to Financial Aid to Nursery Schools were originally made in terms of section 117 of the Education Ordinance 27 of 1962, which was repealed by section 83 of the Education Act 16 of 2001. Pursuant to section 81(5) of the Education Act 16 of 2001, the Regulations relating to Financial Aid to Nursery Schools are deemed to have been made under that Act.

as amended by

**Government Notice 20 of 1968 (OG 2854)**

came into force on 15 February 1968

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**ARRANGEMENT OF REGULATIONS**

[Most of the individual regulations have no headings.]

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1. Notwithstanding anything contained in these regulations the Administrator may make other regulations applicable to a specific nursery school or schools.
2. The person, management or body responsible for the establishment and maintenance of a nursery school, intending to apply for financial aid for such nursery school shall register such school with the Department in a manner determined by the Director before any application for financial aid may be considered.

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**3.** The Administrator shall consider financial aid to a registered nursery school on condition that -

- (i) such nursery school has not been established and is not being maintained for the purpose of financial gain and to determine this the responsible management or body shall submit an audited statement of income and expenditure to the Department annually;
- (ii) an average enrolment of at least ten children not younger than two years or older than six years is maintained;
- (iii) the facilities offered by the nursery school are in the opinion of the Department satisfactory;
- (iv) the activities of the nursery school are approved by the Department from time to time; and
- (v) the Department has approved of the appointment of the staff attached to the nursery school.

**4.** The amount according to which the financial aid is calculated shall be forty-six rand per child per year or a *pro-rata* portion thereof for periods shorter than a year: Provided that any such shorter period shall be at least one full school quarter.

[regulation 4 amended by GN 20/1968]

**5.** Unless a child has been enrolled for a full school quarter and has been present for at least seventy-five per cent of the school days during such quarter, he shall not be taken into account in the calculation of the financial aid: Provided, however, that in the case of epidemic diseases and under other abnormal conditions the Director shall decide whether or not financial aid shall be rendered in respect of such period.

**6.** The Administrator may determine the maximum number of children per school to be taken into account for the purpose of calculating financial aid.

**7.** If the number of children required for the rendering of financial aid under regulation *five* is smaller than ten for any two consecutive school quarters, no financial aid shall be rendered in respect of the second such school quarter: Provided that financial aid may be re-instituted after the number of children required for the rendering of such aid has been maintained for at least one school quarter.

**8.** In respect of children who otherwise are taken into account in the calculation of financial aid and who become six years old in the course of any particular school quarter, financial aid shall be rendered for such quarter.

**9.** No financial aid shall be rendered in respect of a child to whom any grant or contribution is made under the provisions of the Children's Ordinance, 1961 (Ordinance 31 of 1961) or the regulations made thereunder.

**10.** Subject to the provisions of regulation *six* financial aid shall be rendered quarterly according to the enrolment and attendance of children during the previous school quarter.

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- 11.** Financial aid shall be rendered as long as -
- (i) the Director is satisfied that the nursery school fulfils the reasonable needs of the community;
  - (ii) the attendance of children is regular;
  - (iii) the activities of the school continue to comply with the requirements;
  - (iv) its management is conducted in an efficient and satisfactory manner.

To ensure this the Director may instruct officers of the Department to inspect a nursery school and report their findings to him.

- 12.** Any school receiving financial aid in terms of these regulations shall -
- (a) keep an enrolment register and a register of daily attendance by pupils in the form required by the Department from time to time;
  - (b) obtain the approval of the Department for the appointment of every teacher it intends employing at such school;
  - (c) furnish to the Department the return required by it from time to time.

**13.** If the Director is of the opinion that any nursery school does not comply with the requirements, he shall report thereon to the Administrator. The Administrator shall then decide whether the rendering of the financial aid should continue, whether it should be reduced or whether it should be withdrawn altogether: Provided that in the case of the reduction or withdrawal of financial aid the Administrator shall determine the date on which such decision shall take effect.

**Interpretation of the regulations**

**14.** If there should be any doubt as to the interpretation of the provisions of these regulations the Director shall decide thereon and such decision shall be final.

**Deviations in time of war or national emergency**

**15.** If a state of war or national emergency arises the Administrator may approve a deviation from the provisions of these regulations.

**Commencement of regulations**

- 16.** These regulations shall come into force on the 15th December, 1963.