

Subject: Pupil Transportation Management

Effective: November 16, 2016

Revised:

1.0 PURPOSE

The policy provides assistance in interpreting the [Education Act](#) as it relates to pupil transport to and from school and provisions regarding instances where District Education Councils want to share resources.

2.0 APPLICATION

This policy applies to District Education Councils and school districts.

3.0 DEFINITIONS

None

4.0 LEGAL CONSIDERATIONS AND AUTHORITY

[Education Act](#)

Section 6 – The Minister

(b.2) may establish provincial policies and guidelines related to public education within the scope of this Act [...]

Section 4 – Organization of school districts, schools and classes

4(5) The educational programs and educational services provided within a school district, other than second language instruction, shall be developed, implemented and delivered by persons who speak the official language of the school district and so as to preserve and promote that language and culture.

Section 36.9 - Authority and responsibility of the District Education Councils

36.9(6)A District Education Council may

(a) cooperate with another District Education Council to share school personnel and educational or administrative programs and services [...]

Section 53 – Conveyance and lodging of pupils

53 The superintendent concerned, in accordance with the regulations and on behalf of and subject to any policies or directives of the District Education Council,

(a) shall make such arrangements as the superintendent considers necessary for the conveyance of pupils,

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5.0 GOALS / PRINCIPLES

- 5.1 The Department of Education and Early Childhood Development is committed to ensuring students are transported to and from school in a secure manner.
- 5.2 New Brunswick's public education system is organized and administered on the principle of linguistic duality which recognizes the existence of two distinct education sectors for the purpose of promoting and preserving each official linguistic community.
- 5.3 The Department of Education and Early Childhood Development believes in the shared management of schools with District Education Councils and is committed to respecting its constitutional obligations under the [Canadian Charter of Rights and Freedoms](#).
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6.0 REQUIREMENTS / STANDARDS

Responsibilities of district education councils

- 6.1 Each District Education Council, in accordance with the authority provided under the [Education Act](#) and with its constitutional obligations, shall:
- 6.1.1 Ensure that pupil transportation is managed according to the needs of the pupils and the resources of the school district; and
 - 6.1.2 Determine the terms of cooperation and sharing of resources with other district education councils.

Responsibilities of the superintendent of the school district

- 6.2 As prescribed by the [Pupil Transportation Regulation 2001-51](#) established under the [Education Act](#), the superintendent of the school district shall:
- 6.2.1 Ensure that transportation of pupils to and from school is done safely; and
 - 6.2.2 When deemed appropriate, enter into a conveyance contract on behalf of the District Education Council.
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7.0 GUIDELINES / RECOMMENDATIONS

None

8.0 DISTRICT EDUCATION COUNCIL (DEC) POLICY-MAKING

A District Education Council may develop policies and procedures that are consistent with, or more comprehensive than, existing provincial policies.

9.0 REFERENCES

The *Canadian Charter of Rights and Freedoms* website:
<http://laws-lois.justice.gc.ca/eng/const/page-15.html>

10.0 CONTACTS FOR MORE INFORMATION

Department of Education and Early Childhood Development – Policy and Planning Division
506 453-3090

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