

**INTERNATIONAL SCHOOL LEARNER DISCIPLINE
POLICY****RATIONALE**

International School Learners are no longer covered by the sections of the Education and Training Act 2020 relating to disciplinary action. Instead, disciplinary action in relation to International School Learners is now a matter for the parties to the contract of enrolment. This means that schools can specify in the contract of enrolment the grounds and procedure for disciplinary action, including the right to take appropriate disciplinary action for conduct that occurs while the student is outside the direct supervision of the school. Disciplinary action will be in accordance with the principles of natural justice.

GUIDELINE

1. The Principal may take appropriate disciplinary action in response to the conduct or behaviour of the International School Learner.
2. Appropriate disciplinary action includes standing down, suspending or excluding the International School Learner and terminating the contract of enrolment.
3. The Principal of the school may take appropriate disciplinary action, whether or not the conduct or behaviour occurred while the International School Learner was under the supervision or control of the school, if satisfied on reasonable grounds that:
 - (a) the International School Learner's gross misconduct or continual disobedience is a harmful or dangerous example to other students at the school;
 - (b) because of the International School Learner's conduct or behaviour, it is likely that the student, or other students at the school, will be seriously harmed if the International School Learner is not stood-down or suspended or excluded as the case may require;
 - (c) the student's conduct or behaviour is in breach of the school rules (including the school's code of student conduct), the accommodation agreement or designated caregiver agreement, or this contract of enrolment, and one or more of the following applies:
 - (i) the breach or breaches would constitute an ongoing risk to the International School Learner's education, health, safety, well-being or personal welfare for which the school is responsible under the Education (Pastoral Care of International School Learners) [Code of Practice](#);
 - (ii) the breach or breaches would constitute an ongoing risk to another person's education, health, safety, well-being or personal welfare.
4. The provisions in the International Discipline Stand-down and Suspensions procedure will apply if the International School Learner has been stood down or suspended, as the case may be.
5. A Principal who wants an International School Learner to absent himself or herself from school for disciplinary reasons, or who wants a parent to remove a student from school for disciplinary reasons, may bring about the absence or the removal only by stand-down or suspension of the student under this contract.

