

**INTERNATIONAL SCHOOL LEARNER DISCIPLINE  
POLICY****OUTCOME STATEMENT**

Wesley College promotes a safeguarding culture where the care and protection of students is prioritised and a positive learning environment is created.

**SCOPING**

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.

**EXPECTATIONS AND LIMITATIONS**

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.

6. In making decisions on appropriate disciplinary action the Principal and the board will as far as practicable ensure that any such disciplinary action:-
  - (a) is proportionate to the seriousness of the behaviour of the student; and
  - (b) minimises the disruption to an International School Learner’s attendance at school and facilitates the return of the student to school when that is appropriate; and
  - (c) is dealt with in accordance with the principles of natural justice.
7. If the International School Learner is stood-down or suspended, the Principal will take all reasonable steps to ensure that the International School Learner has the guidance and counselling that are reasonable and practicable in all the circumstances of the stand-down or suspension.
8. If an International School Learner’s suspension is subject to conditions, the Principal will take all reasonable steps to ensure that an appropriate educational programme is provided to the student.
9. The programme referred to in clause 6 will as far as practicable be designed to facilitate the student’s return to school and to minimise the educational disadvantages that occur from absence from school.

#### **Related School Documents**

[International Learner Discipline Procedure](#)

The Wesley College School Board approved this Policy November 2024.  
This policy will be reviewed on / before the November meeting 2027.

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**PRESIDING MEMBER**

28 November 2024  
**DATE**