



## **PLEASE NOTE**

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This document is *not* the official version of these regulations. The regulations and the amendments printed in the [Royal Gazette](#) should be consulted to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the [Table of Regulations](#).

If you find any errors or omissions in this consolidation, please notify the Legislative Counsel Office at (902) 368-4291 or by email to [pmporter@gov.pe.ca](mailto:pmporter@gov.pe.ca).

## CHAPTER S-2.1

### SCHOOL ACT

#### SCHOOL CLOSURE REGULATIONS

Pursuant to section 147 of the *School Act*, R.S.P.E.I. 1988, Cap. S-2.1, Council made the following regulations:

1. (1) Subject to subsection (2), a school board may close a school for a specified period. Closure for a specified period
- (2) Prior to closing a school for a specified period, a school board shall Prior arrangements
  - (a) make arrangements for the accommodation of the students in another facility; and
  - (b) obtain the prior written approval of the Minister. (EC483/98)
2. (1) Subject to subsection (2), a school board that is considering the permanent closure of a school shall comply with these regulations. Must comply with regulations
- (2) No school shall be permanently closed under these regulations without the prior written approval of the Lieutenant Governor in Council. (EC483/98) Prior approval
3. (1) A school board shall develop a policy identifying the factors to be considered for permanent closure. Policy identifying factors
- (2) The policy developed by the school board pursuant to subsection (1) shall include consideration of Considerations
  - (a) the possible effects of school closure on the educational opportunities available to the students in that school and in other schools operated by that school board or by any other school board;
  - (b) enrolment and population patterns and projections;
  - (c) information available to the school board regarding future developments in the community;
  - (d) the effects of closure on the costs of providing educational services to the students affected; and
  - (e) the effects of closure on the communities affected. (EC483/98)
4. (1) A school board shall prepare a report identifying schools to be considered for permanent closure. Report identifying schools considered
- (2) Upon completion of the report, copies shall be given to all school board members. Report to school board members

Table report at meeting	(3) Within thirty days of the circulation of the report under subsection (2), it shall be tabled at a regular meeting of the school board and released for public input in accordance with these regulations. (EC483/98)
Public access to report	<b>5.</b> The school board shall ensure public access to the report by providing examination copies at school board offices or other locations convenient for the public and by providing a reasonable number of copies that can be obtained by residents of the school unit either without charge or at a price not greater than the cost of printing the report. (EC483/98)
Three months for public input	<b>6.</b> (1) At least three months shall be provided for public input following the public release of the report and the school board shall provide for the receipt of written briefs and the holding of at least one public meeting to consider the report.
Newspaper notices	(2) Notice of the invitation for briefs and the holding of the public meeting pursuant to subsection (1) shall be given through an advertisement which appears in a newspaper having general circulation in the school unit and shall be published at least three times, with the first notice appearing at least four weeks before the deadline for receipt of briefs and the date of the public meeting. (EC483/98)
Final decision by May 31	<b>7.</b> The school board shall take its final decision regarding any permanent closure of schools not later than May 31 of the school year in which the report identifying schools for permanent closure was prepared and immediately preceding the school year in which the permanent closure will take place. (EC483/98)
Exceptions	<b>8.</b> Notwithstanding any other provision of these regulations, a school board may close a school permanently without meeting the requirements of sections 3 - 7 under the following circumstances, and with the prior written approval of the Lieutenant Governor in Council: <ul style="list-style-type: none"> <li>(a) continued operation of the school would create a significant risk to the safety of the occupants of the school; or</li> <li>(b) continued operation of the school would create a significant risk to the health of the occupants of the school. (EC483/98)</li> </ul>
Information to be available to public	<b>9.</b> These regulations, school board policies and procedures respecting permanent school closure and reports that the school board uses to reach its school closure decisions, shall be made available by the school board for examination by any person at all reasonable times. (EC483/98)
Post-closure report	<b>10.</b> The school board shall instruct the principals of the schools receiving the students from the permanently closed schools to prepare a post-closure report which shall be submitted to the school board not later than December 31 in the year in which the school was permanently closed,

which report shall include the identification of issues or special circumstances arising from the closure of the schools. (EC483/98)