

EDUCATION ACT

**CONSOLIDATION OF CONSULTATION REGULATIONS**

R-022-2009

In force June 12, 2009

*(Current to: August 19, 2013)*

**AS AMENDED BY:**

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of regulations can be ascertained from the *Revised Regulations of the Northwest Territories, 1990* and the monthly publication of Part II of the *Northwest Territories Gazette* (for regulations made before April 1, 1999) and Part II of the *Nunavut Gazette* (for regulations made on or after April 1, 1999).

A copy of a regulation of Nunavut can be obtained from the Territorial Printer at the address below. The *Nunavut Gazette* and this consolidation are also available online at <http://www.justice.gov.nu.ca/english/legislation.html> but are not official statements of the law.

Any registered regulations not yet published in the *Nunavut Gazette* can be obtained through the Registrar of Regulations at the address below.

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## GLOSSARY OF TERMS USED IN CONSOLIDATIONS

### *Miscellaneous*

c.	means "chapter".
CIF	means "comes into force".
NIF	means "not in force".
s.	means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
Sch.	means "schedule".

### *Citation of Acts*

R.S.N.W.T. 1988,c.D-22	means Chapter D-22 of the <i>Revised Statutes of the Northwest Territories, 1988</i> .
R.S.N.W.T. 1988,c.10(Supp.)	means Chapter 10 of the Supplement to the <i>Revised Statutes of the Northwest Territories, 1988</i> . ( <i>Note: The Supplement is in three volumes.</i> )
S.N.W.T. 1996,c.26	means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
S.Nu. 2002,c.14	means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

### *Citation of Regulations and other Statutory Instruments*

R.R.N.W.T. 1990,c.A-1	means Chapter A-1 of the <i>Revised Regulations of the Northwest Territories, 1990</i> .
R-005-98	means the regulation registered as R-005-98 in 1998. ( <i>Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1, 2000.</i> )
R-012-2003	means the regulation registered as R-012-2003 in 2003. ( <i>Note: This is a Nunavut regulation made on or after January 1, 2000.</i> )
SI-005-98	means the instrument registered as SI-005-98 in 1998. ( <i>Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.</i> )
SI-012-2003	means the instrument registered as SI-012-2003 in 2003. ( <i>Note: This is a Nunavut statutory instrument made on or after January 1, 2000.</i> )

## CONSULTATION REGULATIONS

### Interpretation

**1.** In these regulations,

"consultation register" means the register described in subsection 203.1(4) of the Act.  
(*registre sur les consultations*)

### Consultation Register

**2.** (1) Any person or organization may request to be registered in the consultation register by submitting a request to the Minister that sets out all of the information required under section 3.

(2) A request under subsection (1) may be made

- (a) by submitting a written request to the Minister;
- (b) by attending, in person, at an office of the Department of Education; or
- (c) by telephone to an office of the Department of Education.

**3.** (1) The consultation register shall contain the following information in respect of each person or organization that requests registration:

- (a) the name of the person or organization;
- (b) the language or languages in which the person or organization prefers to be consulted;
- (c) the method by which the person or organization prefers to receive consultation materials;
- (d) contact information for the person or organization; and
- (e) for an organization, or a person who is not an individual, the title of the person to whom consultation materials should be addressed.

(2) The contact information provided by a person or organization under paragraph (1)(d) must include, at least, the information that is necessary to permit delivery of consultation materials in the method by which the person or organization prefers to receive consultation materials.

**4.** The Minister may request a person or organization to confirm that it wishes to continue to be registered in the consultation register and to confirm that the information in the register in respect of that person or organization is accurate.

**5.** (1) The Minister may remove a person or organization from the consultation register

- (a) if the person or organization requests to be removed;

- (b) if, after the Minister makes a request under section 4, the person or organization fails to confirm that the person or organization wishes to continue to be registered or fails to confirm the accuracy of the information in the register.

(2) Any person or organization that is removed from the consultation register may be registered again by making a request under section 2.

**6.** (1) A person or organization shall notify the Minister by a method set out in paragraphs 2(2)(a) to (c) when any of the information in the consultation register in respect of that person or organization ceases to be accurate.

(2) The Minister is not responsible for ensuring the accuracy of the information provided by any person or organization in relation to their registration in the consultation register.

#### Access to information

**7.** (1) The Minister shall make the names of persons and organizations registered in the consultation register available to anyone who requests the names.

(2) The Minister shall provide access to a person or organization to the information in the consultation register in respect of that person or organization.

#### Consultation

**8.** (1) When consulting under subsections 203.1(1) or (2) of the Act, the Minister shall provide the DEA Coalition, the district education authorities and the persons and organizations registered in the consultation register with a written version of the things described in the relevant subsection.

(2) For the purpose of consulting under subsection 203.1(1) or (2) of the Act, the Minister may establish a deadline that in the opinion of the Minister is reasonable for the submission of comments.

(3) A deadline established under subsection (2) must be in writing.

(4) The Minister shall consider all comments received before the deadline established under subsection (2).

(5) The Minister shall make written comments received by the Minister as part of a consultation under section 203.1 of the Act available to anyone who requests the comments.

(6) An individual who submits comments in his or her personal capacity may request at the time of submitting the comments that his or her name be removed when the comments are made available under subsection (5) and the Minister shall comply with such a request.

**9.** The Minister is entitled to rely on the information in the consultation register for the purpose of consulting any registered person or organization.

#### Transition

**10.** A consultation that began in respect of the Act before these regulations come into force shall, to the extent possible, be completed in accordance with these regulations.

**11.** The Minister may register a person or organization in the consultation register even if their request for registration was made before these regulations come into force.

#### Commencement

**12. These regulations come into force on the day that section 203.1 of the Act comes into force.**