

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE
No. 3966 of 29 November, 2012**

LEGAL NOTICE NO. 202 OF 2012.

**EDUCATION AND TRAINING ACT (AMENDMENT)
REGULATIONS 2012**

In exercise of the powers conferred upon it by section 23(g)(ii) of the Interpretation and General Clauses Act and in order to transpose into the law of Gibraltar Council Directive 77/486/EEC of 25 July 1977 on the education of the children of migrant workers, the Government has made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Education and Training Act (Amendment) Regulations 2012 and come into operation on the day of publication.

Amendment of Education and Training Act.

2. The Education and Training Act is amended by inserting the following after section 53—

“Measures for the education of EEA nationals

Education and integration of EEA workers’ children.

53A.(1) For the purpose of facilitating the initial reception of a child, the Director shall ensure that free tuition, including in particular English language tuition, is made available to that child where the following conditions are met—

- (a) the child is of compulsory school age;
- (b) the child is resident in Gibraltar; and
- (c) the child is the dependant of an EEA national who is a worker, within the meaning given in Article 45 of the Treaty on the Functioning of the European Union.

(2) Tuition offered under subsection (1) shall be adapted to the specific needs of the child.

(3) Teachers providing tuition offered under subsection (1) shall be provided with adequate training.

Teaching of country of origin language and culture.

53B. Where section 53A applies to a child, the Director shall, in co-operation with the relevant authorities in the child's country of origin, take measures to promote the teaching of the language and culture of the country of origin.

Reports to the Commission.

53C. The Minister shall ensure that the European Commission is provided with any relevant information it requests on the application of Council Directive 77/486/EEC.”.

Dated 29th November, 2012.

G H LICUDI QC,
For the Government.

EXPLANATORY MEMORANDUM

These Regulations transpose into the law of Gibraltar Council Directive 77/486/EEC of 25 July 1977 on the education of the children of migrant workers.

