

4.9.00 CONCORDANCE WITH THE EDUCATION ACT (CQLR, ch. I-13.3)

4-9.01 At a meeting called by the school administration during the month of September with forty-eight (48) hours notice indicating the reason, the teachers may delegate all or some of the responsibilities provided for in sections 77, 89, 96.15, 110.2, and 110.12 of the Education Act (CQLR, c.I-13.3) to the Teacher Council by following the procedure described below:

- a) Convene teachers of the school/centre to a meeting through a written notice of at least forty-eight (48) hours that includes the purpose of the meeting.
- b) Present a written recommendation to teachers.
- c) Ensure that at least eighty percent (80%) of teachers under contract attend this meeting and that at least seventy-five percent (75%) of them vote in favour of the proposal. In the case of a school/centre with nine (9) teachers or less under contract, the recommendation must be approved by the majority of teachers under contract assigned to this school/centre.

4-9.02 When the teachers of a school/centre have decided to delegate all or some of the responsibilities provided for in clause 4-9.01, the procedure for their participation in the development of proposals concerning the items listed in this article becomes the responsibility of the Teacher Council. Whenever an item is listed in this article and also in article 4-3.00 or article 4-7.00, the provisions of this article shall prevail as long as said item is included in the Education Act (CQLR, c.I-13.3).

4-9.03 Items calling for the participation of teachers:

- a) Items calling for collaboration of teachers:
 - i) the overall approach for the enrichment or adaptation of the objectives and contents of the program of studies and for the development of local programs of studies to meet the particular needs of the students (85);
 - ii) the time allocation for each compulsory or elective subject (86);
 - iii) the implementation of the program of studies of centres [110.2(2)].

b) Items calling for the elaboration of a proposal by the teachers:

- i) the local program of studies to meet the particular needs of students [96.15(1)];
- ii) the criteria for the introduction of new instructional methods [96.15(2)] and [110.12(1)];
- iii) the textbooks and instructional material required for teaching the program of studies [96.15(3)] and [110.12(2)];
- iv) the standards and procedures for the evaluation of student achievement [96.15(4)] and [110.12(3)].

The numbers in brackets refer to the sections of the Education Act (CQLR, c.I-13.3) as in force on June 1, 2019.

4-9.04 Items calling for the participation of teachers and other staff of the school/centre:

a) Items calling for the collaboration of the staff:

- i) the school's educational project (75);
- ii) the anti-bullying and anti-violence plan (75.1);
- iii) the rules of conduct and safety measures (76);
- iv) the approach for implementing the basic school regulation [84 and 110.2(1)];
- v) the programming of educational activities entailing changes in the students' regular time of arrival and departure or requiring the students to leave school/centre premises (87);
- vi) the approach for the implementation of student services and special educational services programs (88);
- vii) the rules governing the placement of students and their promotion from one cycle to the other at the elementary level [96.15(5)];
- viii) the needs of the school/centre in respect of each staff category and the professional development needs of staff (96.20 and 110.13);
- ix) the implementation of programs relating to student services and popular education [110.2(3)];
- x) the operating rules of the centre [110.2(4)].

The numbers in brackets refer to the sections of the Education Act (CQLR, c.I-13.3) as in force on June 1, 2019.

4-9.05 The prior consultation of teachers required by sections 244 and 254 of the Education Act (CQLR, c.I-13.3) shall take place through the appropriate consultative bodies as indicated hereafter.

a) The Educational Policies Committee alone shall be consulted on the following items:

- i) the implementation of the basic school regulation, the exemption of a student from the application of a provision thereof or the departure from a provision thereof in order to carry out a special school project (222 and 246);
- ii) the implementation of a program of studies, the exemption of a student from a subject prescribed by the basic school regulation or the replacement of a program of studies established by the Ministry by a local program of studies (222.1);
- iii) the program for each student service and special educational service contemplated in the basic school regulation (224);
- iv) the internal examinations, which the board may impose at the end of each elementary cycle and at the end of the first secondary cycle (231);
- v) the rules governing the promotion from elementary school to secondary school and from the first cycle to the second cycle of the secondary level (233);
- vi) the internal examinations which the board may impose in the subjects taught in a vocational training or adult education centre in which no examination is imposed by the Minister and for which credits are compulsory for the issue of a secondary school diploma or a vocational training diploma (249);
- vii) the programs of studies leading to an occupation or profession in addition to the vocational education programs which the board is authorized to organize (223 and 246.1);
- viii) the determination of the educational services to be provided by the schools/centres (236 and 251);
- ix) the enrolment criteria for each school (239);
- x) the establishment of a specific project school and its enrolment criteria (240);
- xi) any periodical evaluation conducted by the Minister (243 and 253);
- xii) the program for each student service and popular education service in the vocational training and adult education centres (247);
- xiii) the reception and referral services relating to vocational training or adult education (250).

Whenever a particular item in the preceding subclause (a) solely concerns handicapped students or students with social maladjustments or learning difficulties, the committee referred to in subclause (b) shall replace the Educational Policies Committee.

b) The Special Education Advisory Committee shall be consulted on the following items:

- i) the adaptation of educational services according to the needs and in keeping with the abilities of these students as evaluated by the board (234);

- ii) the policy concerning the organization of educational services for these students (235);
- iii) any items to which the second paragraph of subclause (a) applies.

The numbers in brackets refer to the sections of the Education Act (CQLR, c.I-13.3) as in force on June 1, 2019.

- 4-9.06 The provisions of this article shall be subject to review and revision, as needed, following any amendments to the Education Act (CQLR, c.I-13.3).