

Briefing NOTE - ASD-S
District Education Council (DEC) Meeting:

April 14, 2021

TOPIC:

Morna Heights closed as of June 30, 2020 after a full 409 review, a follow up decision by the DEC to recommend closure, and final approval from the Minister of Education and Early Childhood. For the ownership to be transferred to the to the Department of Transportation and Infrastructure, the school and property must be declared surplus as per the Education Act, section 45(2) and Policy 409, 6.7.8.

ISSUE:

For the building and property to be transferred to the control of the Department of Transportation and Infrastructure, it must be declared surplus by the District Education Council. Therefore, a motion will be required by the District Education Council to declare the building and property surplus to the needs of the District.

RELATIVE LEGISLATION, POLICY, PROCEDURE:

Education Act Section 45(2)

45(2) A District Education Council shall, at all times, have management, care and control of all school property in the school district for which the District Education Council is established, until such time as the school property is declared surplus by the District Education Council.

Policy 409

6.7.8 When a school that has been approved for closure by the Minister is unoccupied and is no longer needed by the school district, it shall be deemed surplus by motion of the DEC. The DEC shall contact the Department to arrange a mutually agreeable date for the transfer of responsibility for the asset.

SCOPE (options) and Budget Considerations:

There would be no financial gain or cost to the school district to declare Morna Heights School and property surplus to the needs of the school district.