

1976 No. 254

EDUCATION

Students Awards (Amendment) Regulations (Northern Ireland) 1976

Made 20th August 1976

Coming into operation 1st September 1976

The Department(a) of Education (hereinafter referred to as “the Department”) in exercise of the powers vested in it by Articles 39, 40 and 125 of the Education and Libraries (Northern Ireland) Order 1972(b) and of all other powers enabling it in that behalf and with the approval of the Department(a) of Finance so far as required by Article 40 hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Students Awards (Amendment) Regulations (Northern Ireland) 1976 and these regulations and the Students Awards Regulations (Northern Ireland) 1975(c) may be cited together as the Students Awards Regulations (Northern Ireland) 1975 to 1976.

(2) These regulations shall come into operation on 1st September 1976.

(3) These regulations shall be construed with the Students Awards Regulations (Northern Ireland) 1975 (the “principal regulations”) and references not otherwise identified to a regulation or schedule are to be construed as references to a regulation of, or a schedule to, the principal regulations.

Awards made by the Department

2. For regulation 8 there shall be substituted:

“8. Subject to the provisions of these regulations the Department may make an award—

(a) to a person admitted to—

- (i) an approved course of initial teacher training in Northern Ireland;
- (ii) an approved full-time course in Northern Ireland for the post-graduate Certificate in Education (or a comparable qualification) or for the Art Teacher’s Certificate or Diploma (or a comparable qualification);
- (iii) any one-year full-time course of approved initial teacher training not within sub-paragraph (ii) unless he has for more than three years held an award in respect of his attendance at a full-time course of advanced further education; or
- (iv) any other approved course of teacher training at an institution in the United Kingdom;

(b) to a person who shall have attained the age of 20 years before the year in which the course begins in respect of his attendance at a full-time course of adult education at any institution which is designated by Schedule 1.”

(a) Formerly Ministry: see 1973 c. 36 Sch. 5 para. 8(1)

(b) S.I. 1972/1263 (N.I. 12)

(c) S.R. 1975 No. 314 (II, p. 1463)

Adult education institutions

3.—(1) The following schedule shall be inserted immediately before the schedule to the principal regulations:

“SCHEDULE 1 Regulation 8
Adult education institutions

1. The following are designated as institutions providing long-term residential courses of full-time education for adults:

Institute of Continuing Education of the New University of Ulster,
Magee University College, Londonderry
Co-operative College, Loughborough
Fircroft College, Birmingham
Hillcroft College, Surbiton
Plater College, Oxford
Ruskin College, Oxford
Coleg Harlech, Harlech, Wales
Newbattle Abbey, Dalkeith, Scotland.”

Amendment to Schedule

4. The Schedule to the principal regulations shall be re-entitled “Schedule 2”.

Specified amounts

5. The provisions of the principal regulations specified in the first column of Schedule 1 to these regulations shall have effect with the substitution for the amounts specified in the second column of the amounts specified in the third column.

Miscellaneous amendments

6. The provisions of the principal regulations specified in the first column of Schedule 2 to these regulations shall have effect subject to the amendments specified in the second column.

Sealed with the Official Seal of the Department of Education for Northern Ireland on 20th August 1976.

(L.S.)

P. K. McHugh

Assistant Secretary

The Department of Finance for Northern Ireland hereby approves the foregoing regulations so far as is required by Article 40 of the Education and Libraries (Northern Ireland) Order 1972.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 20th August 1976.

(L.S.)

A. J. Green

Assistant Secretary

SCHEDULE 1

Regulation 5

Specified amounts

1	2	3
<i>Provision</i>	<i>Previous amount</i>	<i>New amount</i>
	£	£
Regulation 21(1)(a)	315	380
21(1)(b)	570	675
21(1)(c)(i)	810	955
21(1)(c)(ii)	740	875
21(1)(d)(i)	810	955
21(1)(d)(ii)	930	1095
Regulation 22(1)(a)	8.40	8.90
22(1)(b)(i)	16.10	18.30
22(1)(b)(ii)	14.00	15.60
22(1)(b)(iii)	18.90	20.90
Regulation 22(3)	2.30	3.20
Regulation 22(4)(a)	1.20	1.90
22(4)(b)(i)	2.30	3.20
22(4)(b)(ii)	2.00	2.80
22(4)(b)(iii)	2.70	3.70
Regulation 22(5)	2.30 2.70	3.20 3.70
Regulation 22(7)	22	26
Regulation 22(10)	30	35
Regulation 22(11)	10	16.15
22(12)	120	140
Regulation 23(1)	160	185
23(4)	160	185
23(5)(a)	380	445
23(5)(b)	165	195
23(5)(c)	85	115
23(7)	135	165
Regulation 24	57	68
24(a)	740	875
Regulation 25(2)(a)	160	185
Regulation 25(2)(l)	320 (in both places)	375
Regulation 26(2)(a)	2199 3400 2200	2699 4200 2700

1 <i>Provision</i>	2 <i>Previous amount</i>	3 <i>New amount</i>
	£	£
26(2)(b)	3400 <i>(in both places)</i> 2200 270	4200 2700 330
Regulation 28(1)(a)(i)	310	365
28(1)(a)(ii)	320	375
28(1)(a)(iii)	400	470
28(1)(b)	400	470
28(1)(f)	320	375
28(1)(g)	320	375
28(1)(h)	320	375
28(1)(j)	160	185
Regulation 30(2)(a)	400	485
30(2)(b)	240	300
30(3)	550 240	700 300
Schedule		
Paragraph 2(c)	22	26
Paragraph 3(a)	160 <i>(in both places)</i> 320	185 375

SCHEDULE 2

Regulation 6

Miscellaneous amendments

1 <i>Provision</i>	2 <i>Amendment</i>
Regulation 3(1)	<p>(1) In the definition "high cost country" there shall be inserted "Japan" between "France" and "Luxembourg".</p> <p>(2) In the definition "institution" the word "educational" shall be deleted and at the end there shall be added "of any kind whatsoever;".</p> <p>(3) In the definitions "sandwich course" and "sandwich year" after "schedule" there shall be added "2".</p>
Regulation 5(3)	At the end there shall be added "or a full-time course of initial training as a teacher or successfully completed a part-time course of such training."
Regulation 17(3)	<p>For sub-paragraph (a) there shall be substituted:</p> <p>"(a) the value of an award shall be—</p> <p>(i) in respect of a sandwich year in which the periods of full-time study are of not less than 30 weeks duration, the minimum payment of £50 calculated under regulation 20 or the amount calculated under regulation 19 as modified by virtue of Schedule 2, whichever is the greater; and, in respect of any other sandwich year, the amount calculated under regulation 19 as modified by virtue of Schedule 2; and</p> <p>(ii) in respect of a year in which there are no periods of experience within the meaning of paragraph 1 of Schedule 2 the minimum payment of £50 calculated under regulation 20 or the amount calculated under regulation 19, whichever is the greater; and"</p>
Regulation 19	<p>There shall be added a new paragraph:</p> <p>"(3) The amount as calculated under sub-paragraph (b) of paragraph (1) shall, in respect of a student, apply in relation to—</p> <p>(a) any period while he is attending the course; and</p> <p>(b) the Christmas and Easter vacations."</p>
Regulation 22	<p>(1) For "as follows" in paragraph (4) there shall be substituted "of such sum (if any) as the award-making body consider appropriate not exceeding".</p> <p>(2) For "£2.30 per day shall be made or if the country in which he is required to take the course is a high cost country a payment of £2.70" in paragraph (5) there shall be substituted "such sum (if any) as the award-making body consider appropriate not exceeding £3.20 per day or if the country in which he is required to take the course is a high cost country not exceeding £3.70".</p>

1 <i>Provision</i>	2 <i>Amendment</i>
Regulation 22 <i>(contd.)</i>	<p>(3) For paragraph (7) there shall be substituted:</p> <p>“(7) Where a student necessarily incurs expenditure in excess of £26 per year—</p> <p>(a) within the United Kingdom for the purposes of attending the institution;</p> <p>(b) in connection with his course during term-time;</p> <p>(c) within or outside the United Kingdom (not on an exchange basis) for the purpose of attending a course qualifying for payment under regulation 21(1)(d) or under paragraph (4)—</p> <p>grant shall, subject to paragraph (11) be paid to cover the excess expenditure.”</p> <p>(4) Paragraphs (10), (11) and (12) shall be renumbered (12), (13) and (14) respectively and there shall be inserted immediately before such paragraphs:</p> <p>“(10) Subject to paragraph (11), grant may be paid in respect of the amount of any expenditure reasonably incurred in insuring against liability for the costs of medical treatment provided outside the United Kingdom for any illness or bodily injury contracted or suffered during a period of study outside the United Kingdom.</p> <p>(11) Paragraphs (3), (4), (7)(c) and (10) shall apply in relation to a period of study or, as the case may be, travel outside the United Kingdom only where the academic authority certify that if the student did not attend or, as the case may be, did not travel he would not be eligible to complete the course; and where no such certificate is given the student shall be paid such sum (if any) not exceeding the amount specified in the relevant paragraph as the award-making body consider appropriate.”</p>
Regulation 23	<p>For sub-paragraph (3)(a) there shall be substituted:</p> <p>“(a) supported himself out of his earnings for any three years preceding the first year, there being treated for the purposes of this provision as a period during which he so supported himself—</p> <p>(i) any period not exceeding six months during which he was registered under section 11 of the Supplementary Benefits &c. Act (Northern Ireland) 1966(g) or in receipt of benefit under section 14(1)(a) of the Social Security (Northern Ireland) Act 1975(h);</p> <p>(ii) any period during which he held a Postgraduate Studentship or comparable postgraduate award;</p> <p>(iii) any period during which he received benefit under section 14(1)(b), 15(1)(b), 22(1) or 36(1) of the Social Security (Northern Ireland) Act 1975; or</p> <p>(iv) in the case of a student who is or has been married, any period during which he could not reasonably have been expected to support himself out of his earnings because he had the care of his dependent children; or”</p>

1 <i>Provision</i>	2 <i>Amendment</i>
Regulation 24	<p>After "24", there shall be inserted "—(1)" and there shall be added after sub-paragraph 1(b):</p> <p>"(2) This regulation shall not, by reason of any increase in the sum specified by sub-paragraph 1(a) cease to apply to a student to whom it applied immediately before that increase took effect."</p>
Regulation 26	<p>(1) For "(4), (5) or (6)" in paragraph (1) there shall be substituted "(4) or (5)" and for sub-paragraph (a) there shall be substituted:</p> <p>"(a) who supported himself out of his earnings for any three years preceding the first year, there being treated for the purposes of this provision as a period during which he so supported himself—</p> <ul style="list-style-type: none"> (i) any period not exceeding six months during which he was registered under section 11 of the Supplementary Benefits &c. Act (Northern Ireland) 1966 or in receipt of benefit under section 14(1)(a) of the Social Security (Northern Ireland) Act 1975; (ii) any period during which he held a Post-graduate Studentship or comparable post-graduate award; (iii) any period during which he received benefit under section 14(1)(b), 15(1)(b), 22(1) or 36(1) of the Social Security (Northern Ireland) Act 1975; or (iv) in the case of a student who is or has been married, any period during which he could not reasonably have been expected to support himself out of his earnings because he had the care of his dependent children; or" <p>(2) For "(4), (5) or (6)" in paragraph (2) there shall be substituted "(4) or (5)" and for paragraphs (3) and (4) there shall be substituted:</p> <p>"(3) For any year in which a statutory award is held by—</p> <ul style="list-style-type: none"> (a) more than one child of the parent; (b) the parent; or (c) the student's step-parent, <p>the parental contribution for the student shall be such proportion of any contribution ascertained in accordance with this regulation as the award-making body (after consultation with any other award-making body concerned) consider just."</p> <p>(3) Paragraphs (5) and (6) shall be renumbered (4) and (5) respectively.</p>
Regulation 27	<p>(1) For "(6)" in the first line of paragraph (1) there shall be substituted "(5)".</p> <p>(2) Paragraph (5) shall be omitted.</p>

1 <i>Provision</i>	2 <i>Amendment</i>
Regulation 27 (<i>contd.</i>)	(3) Paragraph (6) shall be renumbered (5) and for "(7), (8) and (9)" in the first line there shall be substituted "(6), (7) and (8)". (4) Paragraphs (7), (8) and (9) shall be renumbered (6), (7) and (8) respectively.
Regulation 29(2)	For "(3) and (6)" in the third line there shall be substituted "(1), (3)(a) and (5)" and at the end there shall be added "and the references to the parent and step-parent in paragraphs (3)(b) and (c) of regulation 26 being construed as references to the student's child and stepchild respectively."

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations increase the rates of maintenance prescribed by the Students Awards Regulations (Northern Ireland) 1975, modify the provisions in those regulations relating to the parental and spouse's contribution and make other amendments of a minor character.