

Public Elementary Schools : Building and Improvement Grants.

REGULATIONS DATED 7TH OCTOBER, 1930, MADE BY THE MINISTRY OF EDUCATION UNDER SECTION 10 OF THE EDUCATION ACT (NORTHERN IRELAND), 1930, WITH THE CONSENT OF THE MINISTRY OF FINANCE, AND LAID BEFORE PARLIAMENT IN PURSUANCE OF SECTION 99 (2) OF THE EDUCATION ACT (NORTHERN IRELAND), 1923.

1930. No. 118.

Whereas by sub-section (1) of Section 10 of the Education Act (Northern Ireland), 1930 (in these Regulations referred to as "the Act"), it is enacted that, if the Ministry of Education for Northern Ireland (hereinafter referred to as "the Ministry") is satisfied that sufficient and suitable provision for the elementary education of any children of school age resident in an education area is required, and cannot otherwise be made, then the Ministry may pay to any person, for the purpose of the provision or equipment of a new voluntary school, or the alteration, enlargement, reconstruction or equipment of an existing voluntary school, one-half of the expenditure incurred for such purpose, and such payment shall be subject to the following conditions, that is to say :—

- (a) the school shall be vested in trustees appointed with the approval of the Ministry for the purpose of maintaining and carrying on the school ;
- (b) the school shall be maintained and carried on as a public elementary school ;
- (c) if, within a period of fifty years from the completion of the works for the purpose of which the payment was made by the Ministry, the school ceases to be maintained and carried on as a public elementary school, the said payment shall, unless the Ministry otherwise determines, be recoverable from any person in whom is vested for the time being the estate or interest in the school premises which was formerly held for the purposes thereof.

Provided that where such payment as aforesaid is made in respect of an existing voluntary school vested in the Ministry or in trustees, by virtue of a deed to which the Commissioners of National Education in Ireland or the Ministry were parties and which was executed before the passing of this Act, the school shall continue to be vested in the Ministry or the last-mentioned trustees, as the case may be.

And whereas by sub-section (3) of the said Section 10 of the Act it is enacted, that the Ministry may, with the consent of the

Ministry of Finance, make such regulations as may be necessary for giving effect to the provisions of sub-section (1) of the said Section :

Now therefore the Ministry, by virtue of the powers hereinbefore mentioned and with the consent of the Ministry of Finance, hereby makes the following regulations :—

1. Applications for grants under these regulations must be made on the prescribed form which may be obtained from the Ministry.

2. No grant for a new school will be sanctioned until the Ministry's Inspector shall have reported upon all the circumstances of the case, and unless the Ministry is satisfied that the site is in all respects suitable and satisfactory, and that a satisfactory lease of the site can be executed.

3. No grant will be sanctioned under these regulations in respect of a school which is under the management of a school committee appointed in accordance with the proviso to Section 15 (2) of the Education Act (Northern Ireland), 1923.

4. Should a school for which a grant has been made be subsequently transferred to the education authority or placed under the management of a school committee appointed in accordance with the proviso to Section 15 (2) of the Education Act (Northern Ireland), 1923, the grant shall be forthwith repaid in full by the Education Authority to the Ministry subject to the following reductions :—

One-fiftieth of the amount of grant paid for building, alteration, enlargement or reconstruction, and one-tenth of the amount of grant paid for equipment, in respect of each year since the payment of the final instalment of the grant, or such greater amount as the Ministry with the consent of the Ministry of Finance may approve in either case.

5. No grant will be sanctioned unless the Ministry is satisfied that local contributions will be provided sufficient in conjunction with the Ministry's grant to complete the works in accordance with the plans approved by the Ministry. The first instalment of the Ministry's grant for building purposes will only be paid after the local contribution has been entirely expended.

6. The Ministry's sanction to the payment of a grant is conditional on the necessary provision of moneys by Parliament, and in the event of such provision appearing to the Ministry to be insufficient to meet all applications which are under consideration and would otherwise be approved, the Ministry may defer their sanction or may select for sanction such cases as are, in the opinion of the Ministry, most urgent.

7. The Ministry will determine in every case the number of pupils for whom accommodation will be provided.

8. No grant will be made for the provision of a new school which is intended to provide accommodation for less than 30 pupils.

9. Full plans, specifications and estimates for all new buildings or for the alteration, enlargement or reconstruction of existing schools must be submitted to and approved by the Ministry. Architect's and Quantity Surveyor's fees of reasonable amount may be included in the expenditure on which the grant is based.

10. The Ministry must be satisfied that all necessary precautions are taken for the proper execution of works which are the subject of a grant. Approved expenditure incurred for the purpose may be included in the cost of works.

11. Grants may be made for the equipment of new schools and of existing schools which have been altered, enlarged or reconstructed in accordance with these regulations, but no grants will be made for the purpose of providing equipment for other existing schools unless these schools are necessary and are carried on in premises which in the opinion of the Ministry are suitable and satisfactory in all essential respects and do not require to be altered, enlarged, reconstructed or replaced; nor will grants be made towards such renewals or additions of equipment as should ordinarily be made from year to year.

12. Competitive tenders must be obtained for all works and for all equipment. In any case in which the cost is estimated at more than £100 such tenders must be obtained by public advertisement. The lowest tender must be accepted unless the Ministry is satisfied that it is for any reason unsatisfactory.

13. No grants can be made in respect of any works begun or executed or of equipment purchased before the receipt by the manager of the Ministry's approval and authorization.

14. The grant or lease of the site to the trustees must be in a form prescribed by the Ministry and will be prepared by the Chief Crown Solicitor free of charge save for stamp duty or other statutory fees to the applicant for the grant, but all expenses necessary to be incurred in obtaining proof of title or grantor's consent must be borne by the applicant. Such lease must be for a term approved by the Ministry but must not be for less than fifty years.

15. When an existing voluntary school in respect of which a grant is applied for is not already vested in the Ministry or in trustees by virtue of a deed to which the Commissioners of National Education in Ireland or the Ministry are a party, a lease

of the school to trustees approved by the Ministry must be executed for the purpose of maintaining and carrying on the school. Such lease must be for a term approved by the Ministry but must not be for less than fifty years and must be duly executed before authorization to begin building operations or to purchase equipment can be issued to the applicant.

16. When an existing voluntary school in respect of which a grant is applied for is already vested in the Ministry or in trustees by virtue of a deed to which the Commissioners of National Education in Ireland or the Ministry are a party and where the unexpired period of the lease is less than fifty years, the applicant must secure an extension of the lease for a term to be approved by the Ministry.

17. It shall be the duty of the trustees appointed in accordance with the regulations to keep the school building, premises, furniture and equipment in repair. Should the trustees fail to carry out their obligations in this respect the Ministry may require them to repay the grant or such portion thereof as may appear to the Ministry to be equitable.

18. Where it is necessary to purchase a site for a new school or additional land for an existing school the cost, if approved by the Ministry, may be included in the expenditure on which the grant is based.

19. No grant can be sanctioned towards the execution of any work of repair other than substantial reconstruction or of any work which is required to make good damages arising from neglect or misuse.

20. While the amount of the grant will be based in the first instance on the estimate submitted by the Architect and approved by the Ministry, the payment of grants will be made on the actual approved expenditure, and for that purpose the applicant will be required to produce the contract with the builder, the Architect's certificates for instalments and of the completion of the work, the vouchers for all payments made and such evidence as the Ministry may require as to the nature and amount of the local contribution. The amount of the grant will not in any case exceed one-half of such approved expenditure.

21. In the case of new schools and enlargement of existing schools, the Ministry will require to be satisfied with the foundations and layout of the building and with the setting out of the boundary walls or fences. The final instalment of the grant will not be issued until the Architect's certificate of completion has been received and the Ministry is satisfied that the school is ready for occupation.

22. In case of doubt or dispute as to the meaning and effect of any of these Regulations the decision of the Ministry thereon shall be final.

23. These regulations may be cited as the Building and Improvement Grants (Voluntary Schools) Regulations, 1930.

Given under the Seal of the Ministry of Education for Northern Ireland this seventh day of October, 1930.

(L.S.)

A. N. Bonaparte Wyse,
Secretary.

The Ministry of Finance hereby approves of the foregoing Regulations, in witness whereof the Seal of the Ministry has been fixed hereto, this sixth day of October, 1930, in the presence of

(L.S.)

G. C. Duggan,
Assistant Secretary.

Public Elementary Schools : Salaries and Capitation Grants.

REGULATIONS, DATED 7TH MAY, 1930, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, AFTER CONSULTATION WITH THE MINISTRY OF FINANCE, NORTHERN IRELAND, IN ACCORDANCE WITH THE PROVISIONS OF THE EDUCATION ACT (NORTHERN IRELAND), 1923, AND PRESENTED TO BOTH HOUSES OF PARLIAMENT IN PURSUANCE OF SECTION 99 (2) OF THE ACT AFORESAID.

1930. No. 55.

In pursuance of the powers conferred by the Education Act (Northern Ireland), 1923, the Ministry of Education, Northern Ireland, after consultation with the Ministry of Finance, Northern Ireland, hereby makes the following Regulations:—

1. The salaries and Capitation Grants (Public Elementary Schools) Regulations, 1929 (Statutory Rules and Orders of Northern Ireland, 1929, No. 55) (hereinafter called the "Principal Regulations"), are hereby amended as follows:—

(i) The following paragraph shall be substituted for the first paragraph of Article 2 (*d*) (1) thereof:

" (*d*) (1) In the case of teachers who, prior to their first appointment as teachers in public elementary schools in Northern Ireland, or during intervals between periods of employment in such schools, have given teaching

“service in other schools, the following service may be taken into account in fixing their commencing rates of salary on first appointment, or on re-appointment, as the case may be, to public elementary schools in Northern Ireland, and increments awarded by the Ministry in respect of all or part thereof :”

(ii) The following paragraph shall be substituted for paragraph (v) of Article 2 (d) (1) :

“(v) Such other approved service in the British Empire (including Egypt and the mandated areas) as should, in the opinion of the Ministry, be allowed to count in whole or in part for increment.”

(iii) The following sentence shall be added to article 13 (a) (4) :—

“A Froebel certificate obtained as the result of an examination held after 30th June, 1931, must, in order to be regarded as a higher certificate within the meaning of this sub-section be either a first class or a second class certificate.”

2. These Regulations shall be construed with and purport and be deemed always to have formed part of the Principal Regulations and shall have effect accordingly.

3. These Regulations may be cited as the “Regulations (No. 2) Amending the Salaries and Capitation Grants (Public Elementary Schools) Regulations, 1929.”

Given under the Seal of the Ministry of Education for Northern Ireland, this 7th day of May, 1930.

(L.S.)

A. N. Bonaparte Wyse,
Secretary.

REGULATIONS, DATED 18TH NOVEMBER, 1930, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, AFTER CONSULTATION WITH THE MINISTRY OF FINANCE, NORTHERN IRELAND, IN ACCORDANCE WITH THE PROVISIONS OF THE EDUCATION ACT (NORTHERN IRELAND), 1923, AND PRESENTED TO BOTH HOUSES OF PARLIAMENT IN PURSUANCE OF SECTION 99 (2) OF THE ACT AFORESAID.

1930. No. 148.

In pursuance of the powers conferred by the Education Act (Northern Ireland), 1923, the Ministry of Education, Northern Ireland (hereinafter referred to as “the Ministry”) after consulta-

tion with the Ministry of Finance, Northern Ireland, hereby makes the following Regulations :—

1. The Salaries and Capitation Grants (Public Elementary Schools) Regulations, 1929 (Statutory Rules and Orders of Northern Ireland, 1929, No. 55), (hereinafter called the "Principal Regulations"), are hereby amended as follows :—

(1) Clauses (c) and (d) of Rule 9 of the Principal Regulations are hereby repealed and the following clauses substituted therefor :—

(c) On the occurrence of a vacancy in the principalship of an amalgamated school, the new principal may be paid annual capitation grant on terms not less favourable than those sanctioned for his predecessor in the post at the date of the amalgamation, provided that he has been appointed from amongst the privileged assistants in the school, or, if not so appointed, that the Ministry is satisfied that none of the privileged assistants was qualified and suitable for the post.

(d) Where the principal of an amalgamated school is a teacher who

(1) was selected from amongst the principals of the separate schools to fill the post from the date of the amalgamation ;

or

(2) was appointed from amongst the privileged assistants in the amalgamated school to fill a subsequent vacancy in the post ;

or

(3) was appointed to the post at a time when, in the opinion of the Ministry, none of the available principals of the separate schools, or privileged assistants in the amalgamated school (as the case may have been) was qualified and suitable for the post ;

and where the annual capitation grant accruing to him under the terms of the special arrangement falls short of the sum to which he would have otherwise been entitled under Rule 8 (a) by more than £10 per annum in any year, the grant so accruing to him may be augmented by the sum required to raise it to an amount which will be less by £10 than the grant to which he would have been entitled under Rule 8 (a).

(e) Where the appointment of principal to an amalgamated school should in the opinion of the Ministry be made from amongst the available principals of the separate schools, or from amongst the privileged assistants in

the amalgamated school (as the case may be) but where another person is appointed as principal, such principal shall be entitled to receive only so much of the maximum grant that would normally be payable to him under the terms of Rule 8 (a) as, when added to the sums payable to the privileged members of the staff, will not cause the total capitation grant to the school (including capitation grant payable to a vice-principal) to exceed the sum which would be payable if the school were fully and normally staffed as allowed by the Regulations for Staffing Public Elementary Schools.

- (f) In the event of the circumstances of an amalgamated school being altered, by reason of reorganization, amalgamation with one or more other schools, resignation or death of a privileged teacher, or otherwise, so as to render it desirable, in the opinion of the Ministry, that the arrangements for the distribution of the capitation grant should be revised, the Ministry may make such fresh arrangements for the distribution of that grant as it may deem equitable.

2. These Regulations shall be construed with and as forming part of the principal Regulations save that they shall take and have effect from 1st April, 1930.

3. These Regulations may be cited as the "Regulations (No. 3) Amending the Salaries and Capitation Grants (Public Elementary Schools) Regulations, 1929."

Given under the Seal of the Ministry of Education for Northern Ireland this 18th day of November, 1930.

(L.S.)

A. N. Bonaparte Wyse,
Secretary

Public Elementary Schools : Staffing.

REGULATIONS, DATED 5TH MAY, 1930, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, UNDER SECTION 99 OF THE EDUCATION ACT (NORTHERN IRELAND), 1923, AND LAID BEFORE PARLIAMENT IN TERMS OF THAT SECTION OF THE ACT AFORESAID.

1930. No. 62.

1. The Regulations for Staffing Public Elementary Schools, Northern Ireland, 1928 (Statutory Rules and Orders of Northern Ireland, 1928, No. 41) (hereinafter called "the Principal Regulations"), are hereby amended by the addition of the following paragraphs to Rule 50 thereof: