

11. The Ministry may from time to time issue directions, either of a general character or for the purposes of any particular case in connection with any of the following matters relating to applications for, or payment of, grant —

- (a) the preparation of plans, specifications or estimates ;
- (b) the invitation of offers or tenders for the execution of external maintenance works ;
- (c) the placing of contracts or orders for the execution of external maintenance works ;
- (d) the furnishing of information to the Ministry ;
- (e) such other matters as appear to the Ministry necessary or desirable for the purposes of these Regulations.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 10th day of March, 1948, in the presence of

(L.S.)

R. S. Brownell,
Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 10th day of March, 1948, in the presence of

(L.S.)

John I. Cook,
Assistant Secretary.

Heating, Lighting, Cleaning and Internal Maintenance Contributions

REGULATIONS, DATED 1ST APRIL, 1948, MADE BY THE MINISTRY OF EDUCATION UNDER THE EDUCATION ACT (NORTHERN IRELAND), 1947.

1948. - No. 89

The Ministry of Education (hereinafter referred to as " the Ministry ") in exercise of the powers conferred on it by Section 81 of the Education Act (Northern Ireland), 1947, (hereinafter referred to as " the Act ") and of all other powers enabling it in that behalf hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Education (Heating, Lighting, Cleaning and Internal Maintenance Contribution) Regulations (Northern Ireland), 1948.

(2) These Regulations shall come into operation on the first day of April, nineteen hundred and forty-eight.

2.—(1) In these Regulations, unless the contrary intention appears, the following expressions have the meanings hereby assigned to them, that is to say :—

- “ approved ” means approved by the appropriate local education authority ;
- “ contribution ” means a contribution payable by a local education authority in pursuance of the provisions of Section 81 of the Act ;
- “ first period ” means the period commencing on 1st April, 1948, and ending on 31st December, 1948 ;
- “ internal maintenance ” has the meaning assigned to it by Regulation 14 of these Regulations ;
- “ local education authority ” has the meaning assigned to it by Section 2 of the Act but does not include the council of any county district which is a local education authority for the purposes of Section 64 of the Act ;
- “ managers ” means the managers of a voluntary school but does not include a school committee ;
- “ premises ” has the meaning assigned to it by Regulation 15 of these Regulations ;
- “ school ” means a voluntary primary school or a voluntary intermediate school, but does not include a nursery school or an independent school ;
- “ school committee ” means a school committee appointed in accordance with a scheme framed under Section 81 of the Act ;
- “ year ” means a calendar year ending on 31st December.

(2) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

3. In order to qualify for a contribution under these Regulations in respect of works of internal maintenance which are estimated to cost in the aggregate £25 or more, the school committee or managers, as the case may be, shall, when submitting the estimates of proposed expenditure required by Regulation 4 of these Regulations, satisfy the local education authority for the area in which the school is situated that the school will be carried on for not less than two years, as a primary or intermediate school and will be conducted in accordance with the Ministry's Regulations relating to such schools.

4. The school committee or managers shall for the first period and for each year thereafter submit to the local education authority in such form and before such date as may be determined by the authority, estimates of proposed expenditure on the heating, lighting and cleaning of the school and on works of internal maintenance, and shall also furnish to the authority such other particulars as they may require in respect of such services.

5.—(1) A local education authority may not refuse to approve of the estimates of expenditure submitted under Regulation 4 of these Regulations in respect of the heating, lighting and cleaning of the school unless such estimates are excessive and they may require as a condition of their contribution towards expenditure on any work of internal maintenance the estimated cost of which exceeds £10 that their specific approval must be obtained before the work is begun.

(2) A local education authority may either approve the estimates or may return them for amendment.

(3) A local education authority may, after consideration of any representations made by the school committee or managers, approve the estimates as amended or as originally submitted to the authority.

6. The school committee or managers may, if they are not satisfied with the estimates as finally approved by the local education authority for the first period or for any year thereafter, appeal to the Ministry within one month of the receipt of such approval. The decision of the Ministry on any such appeal shall be final.

7. Any expenses incurred on the heating, lighting, cleaning or internal maintenance by reason of the use of the school building for purposes other than as a school, shall be excluded from the expenditure in respect of which a contribution is payable by the local education authority under these Regulations.

8. A local education authority may, by arrangement with a school committee, discharge their responsibility under Section 81 (2) of the Act either by supplying the necessary goods and services, including the services of cleaners, or by recouping to the school committee expenses incurred by it in providing such goods and services or by a combination of both methods,

9. In the case of any school for which a school committee has not been appointed, any approved expenditure incurred by the managers within the approved estimates on the lighting, heating and cleaning of the school or on the carrying out of internal maintenance in respect of which a contribution is payable by the local education authority under sub-section (3) of Section 81 of the Act shall for the first period and for each year thereafter be vouched by the managers to the local education authority.

10. Where they are satisfied that owing to exceptional circumstances it was necessary for the school committee or managers to incur expenditure for which provision had not been made in the approved estimates, the local education authority may approve of an amendment of those estimates.

11. Where a local education authority make to a school committee or to managers a contribution of a sum exceeding £50 in the first period

or in any year thereafter in respect of expenditure incurred on internal maintenance, the authority may require, as a condition of such contribution, that the amount thereof or such part as may be agreed upon with the school committee or managers, or in default of agreement, such sum as may be fixed by the Ministry, shall be repaid if, before the expiry of the stated period referred to in Regulation 3 of these Regulations, the school is discontinued or ceases to be managed by a school committee, and any contribution outstanding at that time may be withheld by the local education authority.

12. Where a school committee or managers incur expenditure on works which include works in addition to internal maintenance, the local education authority shall make such contribution as may be agreed upon with the school committee or managers towards that portion of the expenditure which is properly attributable to internal maintenance or in default of agreement such contribution as may be decided by the Ministry.

13. Where expenditure is rendered necessary on the services specified in Regulation 4 of these Regulations by the action of any person outside the control of the school committee or managers and such expenditure or part thereof is recoverable from a source other than the local education authority or on behalf of such person or body, the local education authority shall take the amount so recoverable into account when determining the amount of their contribution under these Regulations: provided, however, that if satisfied that the school committee or managers, having taken all reasonable measures to do so, are unable to recover the whole or part of such expenditure, the local education authority may make a contribution in respect of the expenditure so incurred in making good the damage caused by any unauthorised person.

14. For the purposes of these Regulations the expression "internal maintenance" means such works as are necessary to maintain the interior of the school premises in a satisfactory condition for the purpose of providing education for the pupils in attendance at the school, and includes the maintenance of fixtures, fittings, heating apparatus, desks, furniture and articles of a like kind, and appliances for instructional purposes but does not include any works of alteration, adaptation, enlargement or improvement of the school premises.

15. For the purpose of these Regulations the expression "premises" in relation to a school includes any detached playing field, but does not include —

- (a) a teacher's or caretaker's residence; or
- (b) any part of the school buildings which is used exclusively for the purpose of providing facilities for the preparation or service of mid-day meals and milk for day pupils under any Regulation of the Ministry for the time being in force dealing with the provision of meals and milk; or

- (c) any part of the school buildings which is used exclusively for the purpose of the medical inspection or treatment of pupils under any Regulation of the Ministry of Health and Local Government for the time being in force dealing with the medical inspection or treatment of pupils.

16. For the purpose of these Regulations a building or pavilion provided on any playground or playing field for the use of pupils in attendance at a school shall be regarded as part of the school premises.

17. No contribution shall be payable by a local education authority to a school committee or to managers in respect of expenditure incurred by the school committee or managers on the maintenance of a playground or playing field.

18. Any question which may arise as to the responsibility or duty of a local education authority under these Regulations shall be referred to the Ministry, whose decision thereon shall be final.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this first day of April, 1948, in the presence of

(L.S.)

R. S. Brownell,

Secretary.

Parliamentary Grants in Aid of Expenses of Local Education Authorities

REGULATIONS, DATED 18TH MAY, 1948, MADE BY THE MINISTRY OF EDUCATION UNDER SECTIONS 93, 104, AND 112 OF THE EDUCATION ACT (NORTHERN IRELAND), 1947, WITH THE APPROVAL OF THE MINISTRY OF FINANCE.

1948. No. 134

PART I.

(Financial Schemes of Local Education Authorities)

1. A local education authority shall, on or before the first day of October in each year or such later date as may in exceptional circumstances be determined by the Ministry of Education for Northern Ireland (hereinafter called "the Ministry"), submit to the Ministry a financial scheme showing the amount of their estimated expenditure and receipts during the next ensuing financial year.

2. Each scheme shall contain information sufficient to enable the Ministry to determine the full scope and nature of the services which