

sum not exceeding 65% of the amount by which the approved expenditure of the Committee exceeds the total amount of the contributions received for the year from the local education authorities.

5. Instalments of grant may be made during each year without prejudice to subsequent adjustments.

Sealed with the official seal of the Ministry of Education for Northern Ireland this 30th day of July, 1958, in the presence of

(L.S.)

A. C. Williams,  
Secretary.

The Ministry of Finance hereby approves of the foregoing Regulations.

Sealed with the official seal of the Ministry of Finance for Northern Ireland this 30th day of July, 1958, in the presence of

(L.S.)

D. C. B. Holden,  
Assistant Secretary.

#### EXPLANATORY NOTE

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

These Regulations continue the provision, formerly contained in the Further Education (Grant Conditions) Regulations, for the payment of grant by the Ministry to the Queen's University Joint Committee for Adult Education.

#### Further Education (Grant Conditions)

REGULATIONS, DATED 30TH JULY, 1958, MADE BY THE MINISTRY OF EDUCATION, UNDER THE EDUCATION ACTS (NORTHERN IRELAND), 1947 TO 1956, WITH THE APPROVAL OF THE MINISTRY OF FINANCE.

1958. No. 124

[C]

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 104 and 112 of the Education Act (Northern Ireland), 1947, (hereinafter referred to as "the Act") and of all other powers enabling it in that behalf, with the approval of the Ministry of Finance, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Further Education (Grant Conditions) Regulations, 1958.

(2) These Regulations shall take effect from 1st August, 1958.

2. The Regulations named in the Schedule are hereby revoked.

3. In these Regulations:—

- (a) “ approved ” means approved by the Ministry for the purposes to which the context relates;  
 “ recognised ” means recognised by the Ministry for the purposes of these Regulations;  
 “ school year ” means the year beginning on 1st August and ending on 31st July;  
 “ institution ” means any place in which a local education authority provides facilities for further education, including a place used only for part-time classes.
- (b) other expressions which have meanings assigned to them by the Act shall have the same respective meanings for the purposes of these Regulations.

4.—(1) These Regulations prescribe the conditions to be satisfied by a local education authority in respect of the provision of facilities for further education.

(2) The approved expenditure of a local education authority which is incurred under these Regulations shall, except where otherwise provided, be included in the expenditure in respect of which grants are payable by the Ministry to the authority under the Regulations of the Ministry for the time being in force dealing with the payment of grants to local education authorities.

#### *General Conditions*

5. In order to be recognised, an institution shall comply with the requirements imposed thereon by, or under, the Act.

6. An institution shall be kept on a satisfactory level of efficiency and shall be open to inspection by officers of the Ministry.

7. An institution shall be organised with due regard to the circumstances and needs of the district which it is intended to serve and to the facilities available in other institutions, and appropriate arrangements shall be made for consultation and co-operation with industry and commerce in respect of courses related thereto.

8. The instruction to be given in an institution shall be determined with due regard to the ages, abilities and aptitudes of the students, and, the curriculum, syllabuses and time-tables shall be subject to the approval of the Ministry.

9. Such registers or records shall be kept and such information and returns shall be furnished as the Ministry from time to time may require.

10. The Ministry may prohibit the use in an institution of any book of which it does not approve.

11. Arrangements for the charging of fees, together with the rates of fees proposed, shall be subject to the approval of the Ministry.

12. The number of students under instruction together by one teacher shall not, without sanction of the Ministry, exceed

(a) 20 for a class in a practical subject;

(b) 35 for a class in any other subject:

Provided that if a class assistant whose qualifications are accepted by the Ministry is present the number in a class for a practical subject may be increased to 30.

#### *Staffing*

13. The establishment of teachers in every institution (including any technical intermediate school conducted in association with the institution) shall be such as may be approved by the Ministry.

#### *Appointment and Recognition of Teachers*

14.—(1) A full-time teacher is a teacher who is appointed in that capacity by a local education authority and who is engaged in teaching classes approved by the Ministry for not less than 20 hours weekly:

Provided that—

(a) the Ministry may, after consideration of the particular circumstances, continue the recognition in a full-time capacity of a teacher who, for a limited period, is teaching for less than the aforesaid 20 hours; and

(b) in the case of a full-time teacher who is required to teach in more than one centre the aforesaid requirement as to the number of hours of teaching duties may be modified in accordance with arrangements approved by the Ministry; and

(c) in the case of the principal of any institution or the vice-principal, a head of department, a Senior Lecturer or a Lecturer of the College of Technology, Belfast, the aforesaid requirement as to the number of hours of teaching duties may, with the approval of the Ministry, be modified in view of his other responsibilities.

For the purpose of this Regulation classes of the approved time-table of a technical intermediate school conducted in association with the institution, or of a school in which the teacher's services are also utilised under an arrangement in accordance with Regulation 25 shall be deemed to be approved classes.

(2) A part-time teacher is a teacher who is not a full-time teacher.

15. Every full-time teacher (including a substitute teacher) will be required to satisfy the Ministry of his health and physical capacity for teaching.

16.—(1) In order to be eligible for appointment as a full-time teacher a person must have obtained an approved university degree or such diploma or certificate as may from time to time be approved by the Ministry, and he shall be eligible for recognition in the subject or subjects in respect of which the courses studied, the duration of the courses, and the examinations passed are considered satisfactory by the Ministry:

Provided that where the Ministry is satisfied that a local education authority is unable to secure the services of a full-time teacher who complies with the conditions necessary for recognition under these Regulations the appointment of a person who is not eligible for recognition may be sanctioned and such person may be permitted to teach for a limited period.

(2) Where a local education authority proposes that a qualified full-time teacher shall give instruction in a subject or subjects in which he has not been granted recognition the Ministry may sanction such an arrangement, subject to such conditions as it considers necessary.

17. The Ministry may refuse or withdraw recognition of a teacher on grounds of misconduct or inefficiency.

18.—(1) A local education authority may employ such and so many part-time teachers as may be approved by the Ministry.

(2) A part-time teacher shall be paid such hourly rate as may be approved by the Ministry: Provided that he shall not be paid more than if he were employed as a full-time teacher.

19. A full-time teacher shall not engage in any activities which, in the opinion of the local education authority or of the Ministry, would interfere with the proper discharge of his duties as a teacher.

20. A teacher shall not be employed before he attains the age of 20 years or after he attains the age of 65 years except for limited periods in cases where there are special circumstances and with the approval of the Ministry.

21. A full-time teacher shall be regarded as being on probation for not less than two years of teaching service and, while he is on probation, his recognition will be provisional:

Provided that the Ministry may waive part of, or the whole of, the probationary period in the case of teachers who have had approved teaching experience.

22.—(1) The Ministry's Inspectors and (if the probationer is not himself a principal) the principal of the institution in which the teacher on probation is engaged shall report to the Ministry before the end of the period of probationary service upon the manner in which the teacher has discharged his duties.

(2) After consideration of the reports furnished under the provisions of this Regulation, the Ministry shall decide whether to confirm recognition, to extend the probationary period, or to refuse recognition,

23. The Ministry may, before confirming recognition, or at any time as a condition of continued recognition, require a teacher to attend further courses of study or to pass such examinations as it may determine.

*Salaries of teachers*

24. The scales of salary and allowances for teachers employed in institutions and the conditions for admission to such scales of salaries and for the granting of such allowances shall be those which are prescribed from time to time by the Ministry.

*Employment of a teacher in more than one school or institution*

25. If a full-time teacher employed in an institution is also utilised to give instruction in one or more grant-aided schools or institutions, the local education authority by which the teacher is directly employed shall pay to the said teacher the whole of the salary and shall receive recoupment from the other school authorities of such proportion of the salary as may be agreed upon between the parties with the approval of the Ministry; and the Ministry may make such adjustments in any grants payable under these or other Regulations in respect of the said teacher as may be required to give effect to such agreement.

*Leave of absence from duty*

26.—(1) A teacher shall, subject to these Regulations, be entitled while absent owing to illness to receive full salary for a period not exceeding six months and thereafter half-pay for a further period not exceeding six months in any period of four years' service. For the purposes of this paragraph six months shall be taken as 183 days.

(2) A teacher who has been absent, owing to illness, for an aggregate of twelve months in any period of four years' service shall not, within such period, be entitled to salary for any further period of absence from duty.

For the purposes of this Regulation a period of vacation shall be reckoned as absence owing to illness unless the teacher has resumed teaching duties for not less than 10 successive working days either preceding or succeeding, or preceding and succeeding, the period of vacation.

27.—(1) A teacher who is a married woman shall be required to be absent from her school duties for a period to be determined by the school authorities of not less than 18 weeks and not more than 26 weeks continuously during the period preceding and succeeding childbirth of which not less than 11 weeks should precede the week in which the birth takes place.

(2) In respect of the period of absence prescribed in paragraph (1) the teacher shall be entitled to incremental credit as if it were teaching service.

(3) In exceptional circumstances the period of absence may, at the teacher's request and subject to the approval of the Ministry, be extended by the school authorities and in respect of such extension a teacher shall not be entitled to incremental credit.

(4) A teacher shall not be entitled to salary in respect of any period of absence under the provisions of this Regulation and the aforesaid period shall not be deemed to be absence owing to illness.

(5) On the expiry of the period of absence under the provisions of this Regulation the appointment of the teacher shall be automatically terminated unless she resumes teaching duties or produces satisfactory medical evidence that she is unable to resume duty owing to illness and that her absence is not due to childbirth.

28. Where the absence of a teacher owing to illness exceeds either three successive working days or an aggregate of ten working days in any period of twelve months ending 31st December, the teacher shall not be entitled for such period of absence to salary unless a medical certificate, specifying the nature of the illness and certifying the incapacity of the teacher for the performance of duty, is furnished through the local education authority to the Ministry.

29. A local education authority may pay full salary to a teacher—

- (a) for a brief period of necessary absence due to infectious disease in his home or to the serious illness or death of a near relative;
- (b) for a period of absence not exceeding three working days, due to special circumstances; and
- (c) for a period of absence exceeding three working days, due to special circumstances, if the approval of the Ministry is obtained.

30. During the period of absence of any teacher on leave given under these Regulations, a local education authority shall by the appointment of a temporary teacher or otherwise make suitable provision for the continuance of his work.

31. Regulations 26 to 29 hereof inclusive shall have reference and shall be applicable only to a full-time teacher in respect of whose appointment an agreement is required under Section 84 of the Act.

Sealed with the official seal of the Ministry of Education for Northern Ireland this 30th day of July, 1958, in the presence of

(L.S.)

*A. C. Williams,*

Secretary.

The Ministry of Finance hereby approves of the foregoing Regulations, in witness whereof the Seal of the Ministry has been fixed thereto this 30th day of July, 1958, in the presence of

(L.S.)

*D. C. B. Holden,*

Assistant Secretary.

## SCHEDULE

(Regulation 2)

S.R. & O. 1948 No. 62	Further Education (Grant Conditions) Regulations 1948.
S.R. & O. 1950 No. 104	Further Education (Grant Conditions) Amending Regulations 1950.
S.R. & O. 1953 No. 60	Further Education (Grant Conditions) Amending Regulations 1953.
S.R. & O. 1957 No. 40	Further Education (Grant Conditions) Amending Regulations 1957.
S.R. & O. 1957 No. 120	Further Education (Grant Conditions) Amending Regulations (No. 2) 1957.

## EXPLANATORY NOTE

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

These Regulations prescribe the conditions on which the Ministry will pay grants to local education authorities in respect of the provision of facilities for further education.

### Institutions of Further Education: Teachers' Salaries and Allowances

REGULATIONS, DATED 30TH JULY, 1958, MADE BY THE MINISTRY OF EDUCATION UNDER THE EDUCATION ACTS (NORTHERN IRELAND), 1947 TO 1956, AFTER CONSULTATION WITH THE MINISTRY OF FINANCE.

1958. No. 128

[C]

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 83 and 112 of the Education Act (Northern Ireland), 1947, (hereinafter referred to as "the Act") and of all other powers enabling it in that behalf, and after consultation with the Ministry of Finance, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Institutions of Further Education (Salaries and Allowances of Teachers) Regulations, 1958.

(2) These Regulations shall take effect as from 1st August, 1958

2. The Regulations named in Schedule III are hereby revoked.

3. In these Regulations:

(a) "approved" means approved by the Ministry for the purposes to which the context relates;