

## EXPLANATORY NOTE

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

This Order, which has effect on and from 24th March, 1959, (1) sets out the statutory minimum remuneration payable to certain workers in substitution for that fixed by the Baking Wages Council (Northern Ireland) Wages Regulation (No. 3) Order, 1957, (Order N.I.Bk. (225)), as amended by the Baking Wages Council (Northern Ireland) Wages Regulation (Amendment) (No. 3) Order, 1958 (Order N.I.Bk. (233)), which Orders are revoked and (2) reduces the normal working week from 46 to 45 hours in the case of a worker employed in areas other than the County of the City of Belfast and in districts situate within a radius of 15 statute miles therefrom and the County of the City of Londonderry.

New provisions in the Schedule are printed in italics.

**1959. No. 42**

[C]

**EDUCATION**

**Parliamentary Grants in aid of Expenses of Local Education Authorities**

REGULATIONS DATED 16TH MARCH, 1959, 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.

PART I

INTRODUCTION

1. These Regulations may be cited as the Parliamentary Grants (Local Education Authorities) Regulations (Northern Ireland), 1959.

2. These Regulations shall apply to grants payable in respect of the financial year ending 31st March, 1960, and to each succeeding financial year ending 31st March.

3. The following Regulations shall not apply in respect of any financial year after the year ending 31st March, 1959:

The Parliamentary Grants (Local Education Authorities) Regulations, 1948(a);

The Parliamentary Grants (Local Education Authorities) Amending Regulations, 1950(b); No. 2, 1950(c); No. 3, 1951(d); No. 4, 1951(e); No. 5, 1951(f); No. 6, 1955(g).

(a) S.R. & O. (N.I.) 1948, No. 134.

(b) S.R. & O. (N.I.) 1950, No. 52.

(c) S.R. & O. (N.I.) 1950, No. 96.

(d) S.R. & O. (N.I.) 1951, No. 19.

(e) S.R. & O. (N.I.) 1951, No. 56.

(f) S.R. & O. (N.I.) 1951, No. 73.

(g) S.R. & O. (N.I.) 1955, No. 50.

## PART II

## FINANCIAL SCHEMES

4. 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.

5. Each scheme shall contain information sufficient to enable the Ministry to determine the full scope and nature of the services which the local education authority proposes to undertake and shall be prepared and submitted in such form as the Ministry may from time to time direct.

## PART III

## GRANTS PAYABLE UNDER SECTIONS 104(1)(a) AND 104(1)(b) OF THE EDUCATION ACT (NORTHERN IRELAND), 1947.

6. The grants payable to a local education authority under this Part in respect of any financial year ending on the 31st day of March shall be as follows:—

- (a) A grant equal to sixty-five per cent. of the expenditure (other than expenditure in respect of which a grant is payable under the next following sub-paragraph) incurred by them in accordance with approved financial schemes, in the exercise of any of their functions relating to education, other than any functions relating to the medical inspection and treatment of pupils and to the provision of milk, meals and other refreshments in schools.
- (b) A grant equal to the approved expenditure incurred by them on the items of expenditure specified in Part I of the Sixth Schedule to the Education Act (Northern Ireland), 1947, (hereinafter called "the Act"), that is to say—
  - (i) salaries and other allowances payable, under any regulations of the Ministry for the time being in force, to full-time teachers in county primary schools, county intermediate schools, county grammar schools, and in nursery schools, special schools and institutions for further education under the control of the local education authority;
  - (ii) scholarships awarded by the local education authority under Section 76(1) of the Act;
  - (iii) annual repayments in respect of the principal and interest of loans raised after the first day of April, 1948, with the approval of the Ministry, by the local education authority, for the purposes of the Act;
  - (iv) the cost to the local education authority of the provision of transport facilities under Section 51 of the Act;
  - (v) the cost to the local education authority of employers' contributions payable under the National Insurance Acts (Northern Ireland), 1946 to 1957, in respect of full-time teachers in county primary schools, county intermediate schools, county grammar schools, and in nursery schools, special schools and institutions of further education under the control of the local education authority;

- (vi) the cost to the local education authority of employers' contributions payable under any scheme of superannuation for teachers established by or under any enactment for the time being in force in respect of full-time teachers in county primary schools, county intermediate schools, county grammar schools, and in nursery schools, special schools and institutions for further education under the control of the local education authority.

7. For the purposes of determining the amounts of the grants payable under Regulation 6, there shall be deducted from the expenditure specified in subparagraphs (a) and (b) of that Regulation the following:—

- (a) The amount of grants received from any other Department of the Government of Northern Ireland except—
- (i) grants received under the provisions of the Local Government (Finance) Acts (Northern Ireland), 1929 to 1958; and
  - (ii) grants received towards expenditure which was approved on the condition that it should not rank for grant under this Part.
- (b) Income from fees received from pupils of county grammar schools and institutions for further education.
- (c) Income from endowments and from other public funds applicable to expenditure under approved schemes.
- (d) Income from any other source held by the Ministry to be income which ought to be applied to educational purposes.
- (e) Payments made under any approval on the condition that they should not rank for the purposes of grants under this Part.
- (f) Expenditure on courses conducted under the Unemployment Insurance Acts (Northern Ireland), 1936 and 1938.
- (g) Expenditure in respect of which grants are payable by the Ministry under the provisions of the Education (Emergency Provisions) Acts (Northern Ireland), 1940 and 1942.

#### PART IV

##### GRANTS PAYABLE IN RESPECT OF THE PROVISION OF MILK, MEALS AND OTHER REFRESHMENTS

8. In this Part the following expressions have the meanings hereby assigned to them, that is to say:—

“pupil” means—

- (a) a pupil in attendance at any primary, intermediate, special or independent school or any county grammar school; or
- (b) a pupil in attendance at a full-time day course in an institution providing further education who has not attained the age of eighteen years; or
- (c) for the purpose of grant in respect of expenditure on the provision of milk, a pupil in attendance at a voluntary grammar school for the pupils of which milk is supplied by the local education authority:

“school meal” means a dinner as defined in the Milk and Meals Regulations (Northern Ireland), 1955.

9. The grants payable to a local education authority under this Part in respect of any financial year ending on the 31st day of March shall be a grant equal to the approved expenditure, including expenditure on sites, buildings and equipment, incurred by the authority for the purpose of the provision of—

- (a) milk to pupils;
- (b) school meals for day pupils;
- (c) refreshment for day pupils (other than milk and school meals).

10. For the purpose of determining the amount of grant payable under Regulation 9 there shall be deducted from the expenditure specified therein any sums received by the local education authority from parents as payment for school meals, and any other receipts which in the opinion of the Ministry should be taken into account in determining the appropriate expenditure incurred by the authority.

## PART V

### GENERAL

11. The grants payable under Parts III and IV shall be paid in such portions and at such times as the Ministry may deem proper.

12. Where a local education authority by reason of its own default in any year has not obtained any grant or aid which in the absence of such default would have been received by the local education authority, then and in every such case such grants or aids shall, for the purpose of calculating the grants payable under these Regulations, be brought into consideration and deducted from the approved expenditure as if they had actually been obtained by the authority.

13. Where the Ministry has given its consent to the raising of a loan by a local education authority to meet expenditure incurred or to be incurred by the authority such amount, if any, of the annual repayments in respect of the loan as bears to the total annual repayments in respect of the loan the same proportion as any expenditure met by means of the loan without the Ministry's approval (being express or implied approval given in respect of the expenditure in question or in respect of any class of expenditure which includes the expenditure in question) bears to the total expenditure met by means of the loan shall not rank as approved expenditure.

14. Payments made in respect of capital expenditure incurred on works or equipment, whether such payments are made by way of interest on, or repayment of, loans obtained to meet such expenditure or otherwise, shall not rank as approved expenditure unless the expenditure on such works or equipment was incurred under the lowest tender received therefor by the authority or unless the Ministry in any case authorises such capital expenditure to be incurred otherwise than as aforesaid.

15. Where payment of grants received from the Ministry or from any other Department of the Government of Northern Ireland has been postponed from one financial year to another, the Ministry shall make such adjustments as may seem to it proper.

16. For the purpose of calculating the grants payable under these Regulations in respect of a particular financial year, the Ministry may exclude from the expenditure of a local education authority made in that year such items of expenditure as in the opinion of the Ministry do not properly relate to that year.

17. For the purposes of these Regulations the expression "local education authority" includes the Council of a borough or urban county district which is exercising and performing the powers and duties of a local education authority in accordance with the provisions of Section 64 of the Act.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 16th day of March, nineteen hundred and fifty-nine in the presence of

(L.S.)

(Signed) *A. C. Williams,*

Secretary.

The Ministry of Finance hereby approves the foregoing Regulations, in witness whereof the Official Seal of the Ministry has been affixed thereto, this 16th day of March, nineteen hundred and fifty-nine, in the presence of

(L.S.)

(Signed) *W. W. Arthur,*

Assistant Secretary.

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#### EXPLANATORY NOTE

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

These Regulations repeat and bring up-to-date the provisions of the Parliamentary Grant (Local Education Authorities) Regulations, 1948, as amended and, in addition, make provision that:—

- (a) the rate of grant for "other refreshments" shall be increased from 90 per cent. to the same rate (100 per cent.) as that payable in respect of approved expenditure on school meals and milk;
- (b) loan charges related to capital expenditure not approved by the Ministry shall be excluded for grant purposes.