

1963. No. 210

[C]

## EDUCATION

## Further Education (Grant Conditions)

REGULATIONS, DATED 15TH NOVEMBER, 1963, MADE BY THE MINISTRY OF EDUCATION, UNDER THE EDUCATION ACTS (NORTHERN IRELAND) 1947 TO 1962, WITH THE APPROVAL OF THE MINISTRY OF FINANCE.

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 84, 104 and 112 of the Education Act (Northern Ireland) 1947(a), (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:—

*Citation*

1. These Regulations may be cited as the Further Education (Grant Conditions) Regulations (Northern Ireland) 1963.

*Regulations revoked*

2. The following Regulations are hereby revoked:—

- the Further Education (Grant Conditions) Regulations 1958(b);
- the Further Education (Grant Conditions) Amending Regulations (Northern Ireland) 1959(c);
- the Further Education (Grant Conditions) Amending Regulations (Northern Ireland) 1961(d);
- the Further Education (Grant Conditions) Amending Regulations (Northern Ireland) 1962(e);
- the Further Education (Grant Conditions) Amending Regulations (Northern Ireland) 1963(f).

*Definitions*

3. In these Regulations:—

"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.

(a) 1947. c. 3.

(b) S.R. & O. (N.I.) 1958, No. 124.

(c) S.R. & O. (N.I.) 1959, No. 176.

(d) S.R. & O. (N.I.) 1961, No. 178.

(e) S.R. & O. (N.I.) 1962, No. 231.

(f) S.R. & O. (N.I.) 1963, No. 62.

*General Conditions*

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.

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 the requirement as to the number of hours of teaching duties may be modified to such extent and in such circumstances as may be approved by the Ministry.

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. A full-time teacher (including a substitute teacher) must 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 full-time teacher shall not be employed before he attains the age of 20 years or after the 31st July next following the date on which he attains the age of 65 years, except for limited periods in cases where there are special circumstances and the Ministry so approves.

#### *Probation of Teachers*

21. If a teacher's recognition is withdrawn the Ministry may in special circumstances provisionally restore his recognition for such period and subject to such conditions as it may determine. During such period the teacher shall be on probation and at the end of such period the Ministry shall either confirm the teacher's recognition or withdraw it.

22.—(1) Subject to the provisions of paragraph (2) a teacher who is recognised under Regulation 16 shall be on probation for an initial period of six terms or such period or periods as the Ministry considers equivalent to six terms.

While a teacher is on probation his recognition shall be provisional.

(2) If a teacher has previous teaching experience or in special circumstances the Ministry may waive probation in whole or in part.

(3) Unless the Ministry in special circumstances considers that it is necessary to defer a decision, it shall at the end of the period or periods of probation referred to in paragraph (1) and of any period by which such period or periods are extended under the provisions of this paragraph confirm the teacher's recognition or extend his probation for a further period, or withdraw his recognition.

(4) If a decision is deferred under paragraph (3) but at the end of the period of deferment the Ministry confirms the teacher's recognition, the Ministry shall determine from what date recognition would have been confirmed if the decision had not been deferred, and the teacher's recognition shall be deemed to have been confirmed from that date.

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.

#### *Arrangements during the absence of any teacher*

26. During the period of absence of any teacher a local education authority shall by the appointment of a temporary teacher or otherwise make suitable provision for the continuance of his work.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 15th day of November, 1963, 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 15th day of November, 1963, in the presence of

(L.S.)

W. W. Arthur,  
Assistant Secretary.

## EXPLANATORY NOTE

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

These Regulations which consolidate a number of existing Regulations prescribe the conditions on which the Ministry will pay grant to local education authorities in respect of the provision of facilities for further education.

1963. No. 211

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## COMPANIES

## Unclaimed Dividends, etc.

REGULATIONS, DATED 15TH NOVEMBER, 1963, MADE BY THE MINISTRY OF COMMERCE UNDER SECTION 308(1) OF THE COMPANIES ACT (NORTHERN IRELAND) 1960, AS AMENDED BY SECTION 5 OF THE COMPANIES (AMENDMENT) ACT (NORTHERN IRELAND) 1963.

The Ministry of Commerce in exercise of the powers conferred upon it by Section 308(1) of the Companies Act (Northern Ireland) 1960(a), as amended by Section 5 of the Companies (Amendment) Act (Northern Ireland) 1963(b), and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

*Citation*

1. These Regulations may be cited as the Companies (Liquidation Account) Regulations (Northern Ireland) 1963.

*Companies Liquidation Account*

2. Where a company has been wound up voluntarily or by the court, the account to which the liquidator shall lodge unclaimed dividends and unapplied or undistributable balances shall be the account entitled "The Companies Liquidation Account" to be kept by the Ulster Bank Limited, at its office at 37 Donegall Place, Belfast, 1, known as "the Donegall Place Branch".

*Manner of Lodgment*

3. Particulars of the lodgment made by the liquidator to the Companies Liquidation Account shall be verified by a certificate of the liquidator in the form set out in Schedule 1, and such lodgment shall be accompanied by the certificate and a Remittance Form in the form set out in Schedule 2.

Sealed with the Official Seal of the Ministry of Commerce for Northern Ireland this fifteenth day of November, 1963.

(L.S.)

H. Ruben,  
Assistant Secretary.