
 STATUTORY INSTRUMENTS

1983 No. 481

EDUCATION, ENGLAND AND WALES

The Education (Teacher Training Awards) Regulations 1983

<i>Made - - - -</i>	25th March 1983
<i>Laid before Parliament</i>	8th April 1983
<i>Coming into Operation</i>	2nd May 1983

In exercise of the powers conferred on the Secretary of State by sections 3(a) and 4 of the Education Act 1962(a), I hereby make the following Regulations:—

Citation and operation

1. These Regulations may be cited as the Education (Teacher Training Awards) Regulations 1983 and shall come into operation on 2nd May 1983.

Interpretation

2.—(1) In these Regulations—

“course designed to prepare persons to teach craft, design and technology” includes a course so designed notwithstanding that it may be designed to prepare persons also to teach some other subject or combination of subjects;

“qualified teacher” means a person who, in pursuance of the regulations (b) relating to the employment of teachers from time to time in force under section 27 of the Education Act 1980 (c), is qualified to be employed as a teacher at a school to which that section applies;

“training award” means a grant under these Regulations.

(2) In these Regulations, except where the context otherwise requires, a reference to a Regulation or Schedule is a reference to a Regulation contained therein or a Schedule thereto, a reference in a Regulation or Schedule to a paragraph is a reference to a paragraph of that Regulation or Schedule and a reference in a paragraph to a sub-paragraph is a reference to a sub-paragraph thereof.

Awards by the Secretary of State

3.—(1) The Secretary of State is hereby authorised, subject to and in accordance with these Regulations, to make grants (hereinafter referred to as “training awards”) to persons undergoing initial or further training as teachers.

(a) 1962 c.12; the relevant provisions, as amended, are set out in Schedule 5 to the Education Act 1980 (c.20).

(b) The Regulations currently in force are the Education (Teachers) Regulations 1982 (S.I. 1982/106).

(c) 1980 c.20.

(2) When considering whether or not to make a training award to a person the Secretary of State shall take account of any other award or other financial support which that person would enjoy for the period of his training.

Eligibility for awards

4. A training award shall only be made to a person who satisfies the conditions set out in Schedule 1.

Courses at which awards are tenable

5. A training award shall only be made to a person and be tenable by him in respect of a full-time course—

- (a) provided by an establishment in England or Wales named by the Secretary of State when making the award;
- (b) beginning on or after 1st September 1983;
- (c) designed to prepare persons to teach in secondary schools craft, design and technology, and
- (d) such that the period which the person in question would require for its completion (such part, if any, as he is excused being disregarded) would ordinarily not exceed 2 academic years.

Duration of awards

6.—(1) Subject as hereinafter provided, a training award shall be for the period ordinarily required for the completion of the course in respect of which it is granted less such part, if any, as the student is excused.

(2) If the authorities of the establishment at which a training award is tenable refuse to allow a holder to complete his course, the award shall terminate forthwith.

(3) If, by reason of ill health or otherwise, the holder of a training award does not, or reasonably does not expect to, complete his course within the period ordinarily required, the Secretary of State may extend the duration of the award.

(4) If, after consultation with the authorities of the establishment at which a training award is tenable, the Secretary of State is satisfied that the holder has—

- (a) abandoned the course in respect of which the award is held, or
- (b) by his conduct has shown himself either to be unfitted to hold the award or to be unfitted for employment as a teacher,

he shall terminate the award.

(5) If the holder of a training award fails to furnish any information reasonably requested by the Secretary of State or, in response to such a request—

- (a) has furnished information which he knows to be false in a material particular, or
- (b) has recklessly furnished information which is false in a material particular,

the Secretary of State may terminate the award or suspend it in whole or in part and where he has so suspended an award he may subsequently either restore it from such date as he thinks fit or terminate it.

Value of awards, method of payment etc.

7.—(1) A training award shall comprise—

- (a) in respect of fees relating to the student's course, an amount equal to the aggregate of—
 - (i) the aggregate of any fees for admission, registration or matriculation (including matriculation exemption), any sessional or tuition fees, any composition fee (in each case excluding any element thereof representing or attributable to any such fee as is mentioned below or to maintenance) subject, however, where the course is one for the initial training of teachers, to a maximum of £480 for each year of the course, and
 - (ii) any fees charged by an external body in respect of examinations or the validation of the course or otherwise charged by such a body whose requirements must (for the purposes of the course) be satisfied or any fees attributable to fees so charged;
- (b) in respect of his maintenance expenditure, an allowance at the rate of £75 a week;
- (c) in respect of either such lodging expenditure or such travelling expenditure (if any) as is mentioned in Schedule 2, subject to and in accordance therewith either a lodging allowance at the rate of £25 a week or a travel allowance, and
- (d) in respect of such dependent relatives, if any, as are mentioned in Schedule 3, subject to and in accordance therewith a dependant's allowance.

(2) Where for any period a student in receipt of a training award is either—

- (a) in full-time or part-time paid employment, or
- (b) in receipt of unemployment benefit under the Social Security Act 1975 (a),

then, in respect of that period, the Secretary of State may, as he thinks fit, withhold in whole or in part so much of the student's training award as is in respect of maintenance expenditure or dependent relatives.

(3) Payments on account of a training award may be made in such instalments, if any, and at such times as the Secretary of State considers appropriate; and he may, in particular, make provisional payments pending the final calculation of an award.

(4) So much of a training award as is in respect of fees may be paid to the authorities of the establishment at which the award is tenable but, subject thereto, all payments shall be made to the student save in so far as he requests otherwise.

(5) Where in pursuance of these Regulations a payment in respect of any period is made in advance or is provisional, then, without prejudice to Regulation 6(5) or the recovery of an overpayment by way of a deduction from a subsequent payment, any overpayment or underpayment shall be adjusted by payment between the student or, as the case may be, the authorities referred to in paragraph (4) and the Secretary of State.

(a) 1975 c.14.

Regulation 4

SCHEDULE 1

ELIGIBILITY FOR AWARDS

Age condition

1.—(1) An award shall only be made to a person who, on the relevant date, will have attained the age of 26 years but not that of 50 years.

(2) For the purposes of this paragraph and of paragraph 2, the relevant date in relation to an award means 1st January, 1st April or 1st September (whichever is the latest) immediately before the beginning of the course in respect of which the award is or would be tenable.

Condition as to previous educational courses

2.—(1) Subject to sub-paragraph (2), an award shall not be made to a person who, during the period of 5 years immediately preceding the relevant date, has attended for an aggregate period of 90 days or more one or more full-time courses of education (whether within or outside the United Kingdom and including courses which began before the beginning of the said 5 year period).

(2) If the Secretary of State so determines having regard to the individual circumstances of the case of a particular person, sub-paragraph (1) shall not apply in that person's case.

Condition as to initial training of a qualified teacher

3. An award shall not be made to a qualified teacher if he has previously attended a course of initial training for teachers which was designed to prepare persons to teach craft, design and technology.

Acceptance by specified establishments

4. An award shall only be made to a person if he has been accepted for admission to the course in respect of which it is tenable by the establishment at which it is tenable.

Suitability for, and commitment to, teaching

5. An award shall only be made to a person if—

- (a) the Secretary of State is satisfied that he is likely to be a suitable candidate for appointment as a teacher at a secondary or middle school maintained by a local education authority having regard, in particular, to any views in the matter expressed by such an authority with which he may be furnished, and
- (b) the person himself satisfies the Secretary of State that he intends to seek such an appointment,

in either case (unless he is already so qualified) subject to his becoming a qualified teacher.

Regulation 7

SCHEDULE 2

PART I

LODGING ALLOWANCES

1. A lodging allowance shall only be payable if the Secretary of State is satisfied—

- (a) that the student, both in and out of term-time, maintains a home for himself at a place other than at which he lives in term-time;
- (b) that it is necessary or expedient for the purposes of attending his course that the student should live away from that home in term-time, and
- (c) that, by so doing, the student incurs expenditure additional to that which he would have incurred if he had been living in that home (no account being taken of travelling expenditure).

2. A lodging allowance shall only be payable in respect of term-time periods but for the purposes of calculating such an allowance a term-time period of less than a week shall be treated as if it were a full week.

PART II

TRAVEL ALLOWANCES

3. A travel allowance shall only be payable to a student if a lodging allowance is not payable to him and the Secretary of State is satisfied that his travelling expenditure for the purposes of attending his course exceeds £7.50 a week.

4. A travel allowance shall only be payable in respect of term-time periods and shall not be payable at a rate exceeding £25 a week but, subject as aforesaid, a student's travel allowance for any period shall be of an amount equal to that by which the expenditure referred to in paragraph 3 which he reasonably incurred for that period exceeds £7.50 a week.

SCHEDULE 3

Regulation 7

DEPENDANTS' ALLOWANCES

1.—(1) For the purposes of this Schedule a reference to a student's dependent relative is a reference to any person whom the Secretary of State is satisfied is wholly or mainly financially dependent upon him being his spouse or child:

Provided that such a reference does not include a reference to a child of the student who has attained the age of 18 years unless he is, and since attaining that age has continually been, in receipt of full-time education.

(2) For the purposes of this Schedule a reference to relevant family income is, in relation to a student, a reference to the aggregate of—

- (a) the student's income arising otherwise than under these Regulations;
- (b) the income of the student's spouse or, where the student and a person to whom he is not married live together as husband and wife, the income of the person with whom he so lives, and
- (c) the income of the student's dependent relatives other than that of his spouse, except that no account is to be taken of income by way of child benefit, mobility allowance or constant attendance allowance.

(3) In sub-paragraph (1) "child", in relation to a student, includes a person adopted in pursuance of adoption proceedings, a step-child and an illegitimate child of whom the student is the mother or in whose case he has admitted paternity or been adjudged the putative father.

2. A dependant's allowance shall only be payable to a student—

- (a) in respect of a week for which he has a dependent relative, and
- (b) in a case in which the Secretary of State, having regard to the relevant family income, considers the payment of such an allowance appropriate.

3. A dependant's allowance shall not be payable at a rate exceeding £22 a week but, subject as aforesaid, a student's dependant's allowance shall be of such amount as appears to the Secretary of State appropriate, having regard to the relevant family income and all the circumstances of the case.

Keith Joseph,
One of Her Majesty's Principal Secretaries of State.

25th March 1983.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations empower the Secretary of State to make training awards to persons undergoing initial or further training as teachers (*Regulation 3*). The awards are only tenable in respect of full-time 2 year or shorter courses designed to prepare persons to teach craft, design and technology in secondary schools (*Regulation 5*). To be eligible for an award a person must be between the ages of 26 and 50 years, must normally not have been in receipt of full-time education for 90 days or more during the previous 5 years, must, in the case of a qualified teacher, not have been initially trained in craft, design and technology, must already have been accepted for admission to the course for which the award is tenable and must satisfy the Secretary of State of his suitability for, and commitment to, teaching (*Regulation 4 and Schedule 1*).

An award is for the normal duration of the course in respect of which it is made but in certain circumstances it may be extended, terminated or suspended (*Regulation 6*).

An award includes elements in respect of fees and maintenance and, depending on the circumstances of the case, may include a lodging or travelling allowance and a dependant's allowance (*Regulation 7 and Schedule 2*).

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