1959 No. 476 (S. 20)

The Abolition of the Education (Scotland) Fund (Consequential Provisions) Regulations, 1959

Made - - - -	18*th March*, 1959
Laid before Parliament	26*th March*, 1959
Coming into Operation	1*st April*, 1959

ARRANGEMENT OF REGULATIONS

Regulation

1. Commencement and citation.
2. Interpretation.
3. Education (Scotland) Teachers' Superannuation Grant Regulations, 1928.
4. Regulations for the Preliminary Education, Training, and Certification of Teachers for Various Grades of Schools (Scotland), 1931.
5. Educational Development, Research and Services (Scotland) Grant Regulations, 1946.
6. Education Authorities (Scotland) Grant Regulations, 1948 to 1957.
7. Education (Scotland) Miscellaneous Grants Regulations, 1948.
8. Residential Special Schools and Orphanages (Scotland) Grant Regulations, 1948.
9. Supplemental Allowances (Scottish Scholars at English Universities) Regulations, 1949 and 1950.
10. Education (Scotland) Fund Bursaries Regulations, 1950 and 1957.
11. Meals Service (Scotland) Regulations, 1953.
12. Schools (Scotland) Code, 1956.
13. Teachers (Superannuation) (Scotland) Regulations, 1957 and 1958.
14. Education Authority Bursaries (Scotland) Regulations, 1957 and 1958.
15. Teachers (Training Authorities) (Scotland) Regulations, 1958.
16. Revocation of Regulations and Order.

REGULATIONS

In the exercise of the powers conferred upon me—

(1) in relation to Regulations 1 to 4, 6 to 8 and 14 of the following Regulations, by section 70 of the Education (Scotland) Act, 1946(a), as amended by sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958(b);

(2) in relation to Regulation 5 of the said Regulations, by the said section 70 as so amended, and by subsection (1) of section 74 of the said Act of 1946;

(3) in relation to Regulation 9 of the said Regulations, by the said section 70 as so amended, and as also amended by the First Schedule to the Education (Scotland) Act, 1956(c);

(4) in relation to Regulation 10 of the said Regulations, by the said section 70 as so amended, and as also amended by the First Schedule to the Education (Scotland) Act, 1956;

(5) in relation to Regulation 11 of the said Regulations, by subsection (3) of section 47 of the said Act of 1946 and by subsection (1) of section 71 of the said Act of 1946;

(6) in relation to Regulation 12 of the said Regulations—

(*a*) by subsections (2), (3) and (8) of section 1 of the said Act of 1946, as amended by sub-paragraph (1) of paragraph 6 of the Fourth Schedule to the said Act of 1958, and

(*b*) by subsection (2) of section 10 of the said Act of 1946;

(7) in relation to Regulation 13 of the said Regulations by—

(*a*) sub-paragraph (4) of paragraph 2 of Part I of the Third Schedule to the said Act of 1946,

(*b*) paragraph 3 of the said Part I as amended by sub-paragraph (8) of paragraph 6 of the Fourth Schedule to the said Act of 1958, and

(*c*) paragraphs 1 and 2 of Part II of the said Third Schedule;

(8) in relation to Regulation 14 of the said Regulations, by section 43 of the said Act of 1946, as amended by section 4 of the Education (Scotland) Act, 1949(d), and as also amended by section 4 of the Education (Scotland) Act, 1956; and

(9) in relation to Regulation 16 of the said Regulations, by the said section 70 as so amended, by subsection (1) of section 74 of the said Act of 1946, and by section 77 of the said Act of 1946, as set out in section 9 of the Education (Scotland) Act, 1956;

and of all other powers enabling me in that behalf, I hereby make the following Regulations.

Commencement and citation

1.—(1) These Regulations may be cited as the Abolition of the Education (Scotland) Fund (Consequential Provisions) Regulations, 1959.

(2) These Regulations shall come into operation on 1st April, 1959.

(a) 9 & 10 Geo. 6. c. 72. (b) 6 & 7 Eliz. 2. c. 64.
(c) 4 & 5 Eliz. 2. c. 75. (d) 12, 13 & 14 Geo. 6. c. 19.

Interpretation

2.—(1) In these Regulations, unless the context otherwise requires—

(*a*) " Act of 1946 " means the Education (Scotland) Act, 1946 ;

(*b*) " Act of 1958 " means the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958.

(2) The Interpretation Act, 1889(**a**), applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(3) In these Regulations, unless the context otherwise requires, references to any enactment or regulation shall be construed as references to that enactment or regulation as amended by any subsequent enactment or regulation.

Education (Scotland) Teachers' Superannuation Grant Regulations, 1928

3.—(1) The Education (Scotland) Teachers' Superannuation Grant Regulations, 1928(**b**) (which enable the Secretary of State to pay to managers, other than education authorities, of educational establishments special grants in aid of their contributions under the Teachers Superannuation Scheme) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (12) of section 70 of the Education (Scotland) Act, 1946, as amended by heads (*a*), (*e*) and (*f*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

Regulations for the Preliminary Education, Training, and Certification of Teachers for Various Grades of Schools (Scotland), 1931

4.—(1) Article 63 and Article 64 of the Regulations for the Preliminary Education, Training, and Certification of Teachers for Various Grades of Schools (Scotland), 1931(**c**), as set out in Regulation 8 of the Training of Teachers (Scotland) Regulations, 1949(**d**) (which enable the Secretary of State to incur expenditure in relation to short courses for teachers) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Articles shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraphs (7) and (11) of section 70 of the Act of 1946, as amended by heads (*a*) and (*d*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

(3) In the said Articles 63 and 64 for references to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

(a) 52 & 53 Vict. c. 63. (b) S.R. & O. 1928/951 (Rev. VI, p. 726: 1928, p. 491).
(c) S.R. & O. 1931/180 (Rev. VI, p. 758: 1931, p. 363). (d) S.I. 1949/1909 (1949 I, p. 1565).

Educational Development, Research and Services (Scotland) Grant Regulations, 1946.

5.—(1) The Educational Development, Research and Services (Scotland) Grant Regulations, 1946(**a**) (which enable the Secretary of State to pay grants to voluntary associations towards the cost of educational experiments and research and the provision of advisory services) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations in so far as they were made under paragraph (*a*) of subsection (2) of section 21 of the Education (Scotland) Act, 1918(**b**), as amended by the Fourth Schedule to the Education (Scotland) Act, 1945(**c**), and under paragraph (*a*) of section 56 of the said Act of 1945, shall for the purposes of the year beginning on 1st April, 1959, and subsequent years be deemed to have been made in the exercise of the powers conferred by—

(*a*) paragraph (9) of section 70 of the Act of 1946, as amended by head (*a*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and

(*b*) paragraph (12) of the said section 70 as amended by the said head (*a*) and by head (*e*) of the said sub-paragraph,

and of all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

(4) Sub-paragraph (*c*) of paragraph (1) of Regulation 4 of the said Regulations shall cease to have effect and is hereby revoked.

(5) For paragraph (2) of Regulation 6 of the said Regulations the following paragraph shall be substituted :—

"(2) Subsection (1) of section 74 of the Education (Scotland) Act, 1946, so far as relating to the setting out of accounts according to a form prescribed by the Secretary of State, shall not apply to the payment of grant under these Regulations."

Education Authorities (Scotland) Grant Regulations, 1948 *to* 1957

6.—(1) The Education Authorities (Scotland) Grant Regulations, 1948(**d**) (which enable the Secretary of State to pay grants to education authorities in aid of their expenditure on the educational services) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject however to the provisions of paragraphs (3) and (4) of this Regulation :

Provided that the said Regulations, in so far as relating to the payment to education authorities of main grant, school contributions grant, education in hospitals grant, education in prisons grant, and education (voluntary homes) grant, shall continue in operation only so far as necessary for the purposes (including the payment of school contributions grant in respect of contributions made by education authorities after 15th May, 1959, towards the maintenance of any school during any financial year of the school beginning before 1st January, 1959) of any financial year of the education authorities earlier than the financial year beginning on 16th May, 1959.

(a) S.R. & O. 1946/1267 (Rev. VI, p. 652: 1946 I, p. 472). (b) 8 & 9 Geo. 5. c. 48.
(c) 8 & 9 Geo. 6. c. 37. (d) S.I. 1948/961 (Rev. VI, p. 703: 1948 I, p. 768).

(2) The provisions of the last foregoing paragraph shall, in their application to an education authority whose financial year begins on a day other than 16th May, have effect with the substitution for the reference to 16th May of a reference to that other day.

(3) The said Regulations in so far as they were made under section 70 of the Act of 1946 shall, for the purposes of the financial year beginning on 16th May, 1959, and subsequent financial years of the said authorities, be deemed to have been made in the exercise of the powers conferred by paragraph (12) of section 70 of the Act of 1946, as amended by heads (*a*) and (*e*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

(4) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

Education (Scotland) Miscellaneous Grants Regulations, 1948.

7.—(1) The Education (Scotland) Miscellaneous Grants Regulations, 1948(**a**) (which enable the Secretary of State to pay grants to the Managers of the secondary schools specified therein) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations in so far as they were made under section 70 of the Act of 1946 shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (12) of section 70 of the Act of 1946, as amended by heads (*a*) and (*e*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

Residential Special Schools and Orphanages (Scotland) Grant Regulations, 1948

8.—(1) The Residential Special Schools and Orphanages (Scotland) Grant Regulations, 1948(**b**) (which enable the Secretary of State to pay grants to the managers, other than education authorities, of residential special schools and orphanages) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations in so far as they were made under section 70 of the Act of 1946 shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (8) of section 70 of the Act of 1946, as amended by head (*a*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

Supplemental Allowances (Scottish Scholars at English Universities) Regulations, 1949 *and* 1950

9.—(1) The Supplemental Allowances (Scottish Scholars at English Universities) Regulations, 1949(**c**) (which enable the Secretary of State to incur expenditure in paying allowances to persons ordinarily resident in

(**a**) S.I. 1948/2767 (Rev. VI, p. 711: 1948 I, p. 781). (**b**) S.I. 1948/2768 (Rev. VI, p. 719: 1948 I, p. 777). (**c**) S.I. 1949/818 (1949 I, p. 1558).

Scotland to supplement approved awards tenable by them at English universities) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (10) of section 70 of the Act of 1946, as amended by the First Schedule to the Education (Scotland) Act, 1956, and as also amended by head (*a*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

Education (Scotland) Fund Bursaries Regulations, 1950 *and* 1957

10.—(1) The Education (Scotland) Fund Bursaries Regulations, 1950(a) (which enable the Secretary of State to incur expenditure in awarding bursaries to persons connected with Scotland, if no education authority can, or can reasonably be expected to, make an award) shall, notwithstanding the abolition of the Education (Scotland) Fund, continue in operation after 31st March, 1959, subject, however, to the following provisions of this Regulation.

(2) The said Regulations shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (10) of section 70 of the Act of 1946, as amended by the First Schedule to the Education (Scotland) Act, 1956, and as also amended by head (*a*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to, the Act of 1958 and all other powers in that behalf.

(3) For references in the said Regulations to payments out of the Education (Scotland) Fund there shall be substituted references to payments by the Secretary of State out of moneys provided by Parliament.

(4) For paragraph (1) of Regulation 3 of the said Regulations there shall be substituted the following paragraph :—

"(1) These Regulations may be cited as the Bursaries (Central Awards) (Scotland) Regulations, 1950."

(5) For paragraph (1) of Regulation 1 of the Education (Scotland) Fund Bursaries (Amendment No. 1) Regulations, 1957(b), there shall be substituted the following paragraph:—

"(1) These Regulations may be cited as the Bursaries (Central Awards) (Scotland) (Amendment No. 1) Regulations, 1957, and the Bursaries (Central Awards) (Scotland) Regulations, 1950 (hereinafter referred to as the "Principal Regulations") and these Regulations may be cited together as the Bursaries (Central Awards) (Scotland) Regulations, 1950 and 1957."

Meals Service (Scotland) Regulations, 1953

11. In Regulation 5 of the Meals Service (Scotland) Regulations, 1953(c) (which prescribes the conditions under which grants to education authorities in aid of their expenditure on the school meals service are paid), in paragraph (1), the words "from the Education (Scotland) Fund" shall be omitted.

(a) S.I. 1950/1014 (1950 I, p. 588). (b) S.I. 1957/421 (1957 I, p. 718).
(c) S.I. 1953/65 (1953 I, p. 642).

Schools (Scotland) Code, 1956

12.—(1) Notwithstanding the abolition of the Education (Scotland) Fund and the abolition, for the purposes of the year beginning on 16th May, 1959, and subsequent years, of the power of the Secretary of State to pay under paragraph (12) of section 70 of the Act of 1946 out of moneys provided by Parliament grants to education authorities in aid of expenditure which is relevant expenditure for the purposes of Part I of the Act of 1958, the standards and general requirements prescribed in the Schools (Scotland) Code, 1956(a), shall continue, for the purposes of the said years, to be the standards and general requirements to which every education authority shall conform in the conduct of schools under their management and the provision of education therein, subject, however, to the following provisions of this Regulation.

(2) The said Code in so far as it applies to education authorities shall for the purposes of the year beginning on 16th May, 1959, and subsequent years be deemed to have been made in the exercise of the powers conferred by—

(*a*) subsections (2) and (3) of section 1 of the Act of 1946,

(*b*) subsection (8) of the said section 1, as set out in sub-paragraph (1) of paragraph 6 of the Fourth Schedule to the Act of 1958, and

(*c*) subsection (2) of section 10 of the Act of 1946,

and of all other powers in that behalf.

(3) References in the preamble of the said Code to education authorities shall, for the purposes of the year beginning on 16th May, 1959, and subsequent years, be omitted.

Teachers (Superannuation) (Scotland) Regulations, 1957 and 1958

13.—(1) In Regulation 27 of the Teachers (Superannuation) (Scotland) Regulation, 1957(b), (which relates to the return of contributions to teachers) in paragraph (1), for the words "upon the said Fund" there shall be substituted the words "in respect of the said contributions."

(2) In Regulation 29 of the said Regulations, (which relates to deferred annuities under the Elementary School Teachers (Superannuation) Act, 1898(c), in paragraph (2) for the words "the Education (Scotland) Fund" there shall be substituted the words "the Exchequer".

(3) In Regulation 50 of the said Regulations, (which relates to the return of contributions to teachers) in paragraph (1) for the words "upon the said Fund" there shall be substituted the words "in respect of the said contributions".

(4) In Regulation 54 of the said Regulations, (which relates to the pensions of teachers resuming service) in sub-paragraph (*b*) of paragraph (6), the words "or out of the Education (Scotland) Fund" shall be omitted wherever they occur.

(5) For Regulation 59 of the said Regulations, (which provides for the interest on the Scottish Teachers Superannuation Fund to be used to reduce the charge on the Education (Scotland) Fund in respect of teachers' pensions) the following Regulation shall be substituted:—

"**59.**—(1) The Scottish Teachers' Superannuation Fund shall cease to exist. The securities of the Fund shall be valued in accordance with market values on 31st March, 1959, and cancelled. Any uninvested balance of the Fund and any interest or dividends which, but for the foregoing provisions of this Regulation, would have been paid by the National Debt Commissioners to the Secretary of State shall be paid into the Exchequer.

(a) S.I. 1956/894 (1956 I, p. 735). (b) S.I. 1957/356 (1957 I, p. 733).
(c) 61 & 62 Vict. c. 57.

(2) There shall be treated as having been paid from the Fund into the revenue of the account under section 106 of the Act of 1946 a sum which in the opinion of the Secretary of State represents the employers' interest in the Fund having regard to the sums contributed to the Fund by teachers and employers, to the extent to which the employers' contributions were aided by grant from moneys provided by Parliament and to the expenditure from the Fund."

Education Authority Bursaries (Scotland) Regulations, 1957 *and* 1958

14. In Regulation 6 of the Education Authority Bursaries (Scotland) Regulations, 1957(**a**) (which relates to the reduction or suspension of bursaries awarded by education authorities when other awards are held), in paragraph (4), the words " or out of the Education (Scotland) Fund " shall be omitted, and for the words " either of the said Funds " there shall be substituted the words " the said Fund ".

Teachers (Training Authorities) (Scotland) Regulations, 1958

15.—(1) Regulation 47 of the Teachers (Training Authorities) (Scotland) Regulations, 1958(**b**), (which relates to the assessment and payments of grants to the authorities responsible for the training of teachers) shall, notwithstanding the abolition of the Education (Scotland) Fund, come into operation on 1st April, 1959, if it is not already in operation, or continue in operation after 31st March, 1959, if it is already in operation, subject, however, to the following provision of this Regulation.

(2) The said Regulation shall, for the purposes of the year beginning on 1st April, 1959, and subsequent years, be deemed to have been made in the exercise of the powers conferred by paragraph (7) of section 70 of the Act of 1946, as amended by heads (*a*) and (*d*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Act of 1958, and of all other powers in that behalf.

Revocation of Regulations and Order

16. The following Regulations and Order shall cease to have effect and are hereby revoked:—

(1) The Education (Scotland) Additional Grants Minute, 1941(**c**);

(2) The Supply of Teachers (Emergency Arrangements) (Scotland) Regulations, 1947(**d**);

(3) The Regional Advisory Councils (Scotland) Grant Regulations, 1948(**e**);

(4) The School Meals Premises (Reimbursement of Minister of Works) (Scotland) Regulations, 1950(**f**); and

(5) The Education Accounts (Exemption from Use of Prescribed Form) (Scotland) Order, 1953(**g**).

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
18th March, 1959.

(*a*) *S.I. 1957/1059* (1957 I, p. 706). (**b**) S.I. 1958/1634 (1958 I, p. 1025). (**c**) S.R. & O. 1941/433 (Rev. VI, p. 716: 1941 I, p. 253). (**d**) S.R. & O. 1947/127 (Rev. VI, p. 778: 1947 I, p. 631). (**e**) S.I. 1948/569 (Rev. VI, p. 717: 1948 I, p. 775). (**f**) S.I. 1950/576 (1950 I, p. 610). (**g**) S.I. 1953/1063 (1953 I, p. 646).

EXPLANATORY NOTE

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

Regulations 3 *to* 10 *and* 15

Part I of the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958, institutes a new system of general grants to local authorities and abolishes the Education (Scotland) Fund. The Fourth Schedule makes a number of consequential amendments upon the Education (Scotland) Act, 1946, including amendments upon section 70, the effect of which is that some of the payments which have hitherto been made out of the Education (Scotland) Fund may in future be made by the Secretary of State out of moneys provided by Parliament.

The payments from the Fund were, with some exceptions, required by the proviso to section 70 to be made in accordance with Regulations made by the Secretary of State. The payments which may be made by the Secretary of State out of moneys provided by Parliament under section 70, as amended, are also, with the same exceptions, to be made in accordance with regulations made by the Secretary of State.

The Regulations dealt with in Regulations 3 to 10 and 15 of these Regulations related to payments from the Fund. The effect of the abolition of the Fund on 1st April, 1959, and of the consequential cessation of payments from it would, if nothing were done, be that the Regulations would lapse, since there will be no payments from the Fund to which they can apply. But payments for the same purposes as the discontinued payments may be made by the Secretary of State out of moneys provided by Parliament, and the existing regulations would, with minor amendments, be appropriate for application to the new payments. Accordingly, Regulations 3 to 10 and 15 provide for the continuance in force of the Regulations therein referred to, cite the amended powers under which they are to continue to operate, and make minor and consequential amendments on them.

Regulation 12

Section 71 (1) of the Act of 1946 enables the Secretary of State by regulations to make provision that any payment which he is required or authorised to make by or under the Act of 1946 shall be subject to such conditions as may be prescribed in the Regulations. In the exercise of this power the Secretary of State made regulations entitled the Schools (Scotland) Code, 1956, which set forth the conditions of grants to education authorities and to the governors of grant-aided schools in aid of their expenditure on the conduct of schools and the education provided therein.

Grants in aid of expenditure incurred after 15th May, 1959, by education authorities for these purposes will no longer be paid under the Act of 1946. The expenditure will be " relevant expenditure " for the purposes of general grants payable under the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958. Accordingly, if nothing were done the Code would cease to apply to education authorities.

Subsection (8) of section 1 of the Act of 1946 as set out in the Fourth Schedule to the Act of 1958 empowers the Secretary of State to make regulations prescribing standards and general requirements to which education authorities shall conform in the exercise of their powers under that section (which relates among other things to the provision of primary and secondary education).

The change in the financial arrangements will not, of itself, make any change in the standards which education authorities should attain in the conduct of

schools and the provision of education therein. Accordingly, Regulation 12 provides for the continuance in force of the Code in its application to education authorities, and cites the amended powers under which the Code is to continue in operation.

Regulations 11, 13 *and* 14

These Regulations remove from the Regulations referred to therein references to the Education (Scotland) Fund.

Regulation 13 also deals with the Scottish Teachers Superannuation Fund. This Fund was established under the Superannuation Scheme for Teachers, 1911. The contributions of teachers, their employers and the Scottish Education Department were paid into it and superannuation benefits were paid out of it. The Scheme of 1911 was superseded by a non-contributory Scheme in 1919. The teachers' contributions were returned to them and the balance of the Fund was invested by the National Debt Commissioners in government securities. The Scheme of 1919 provided for the interest to be paid into the Education (Scotland) Fund in reduction of the charges which would otherwise fall on that Fund in respect of superannuation benefits.

Under section 70 (2), as amended, of the Act of 1946 superannuation benefits will be payable by the Secretary of State out of moneys provided by Parliament and it will no longer be possible to pay the interest of the Scottish Teachers Superannuation Fund into the Education (Scotland) Fund. Accordingly the amendment in paragraph (5) of Regulation 13 provides for the cancellation of the government securities in which the Scottish Teachers Superannuation Fund is invested and for the payment of any balances to the Exchequer.

The remaining provisions of the amendment in Regulation 13 (5) give effect to the provisions of paragraph 3 of Part I of the Third Schedule to the Act of 1946 as amended by pargaraph 6 of the Fourth Schedule to the Act of 1958.

Regulation 16

This Regulation revokes certain Regulations and an Order whose purposes have been fulfilled or can be achieved under other Regulations.

1959 No. 833 (S. 42)

The Grant-Aided Secondary Schools (Scotland) Grant Regulations, 1959

Made - - - -	7*th May*, 1959
Laid before Parliament	14*th May*, 1959
Coming into Operation	16*th May*, 1959

In the exercise of the powers conferred upon me—

(1) by paragraph 12 of section 70 of the Education (Scotland) Act, 1946(**a**), as amended by heads (*a*), (*e*) and (*f*) of sub-paragraph (3) of paragraph 6 of the Fourth Schedule to the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958(**b**), and

(2) by subsection (1) of section 71 of the said Act of 1946, as amended by sub-paragraph (4) of paragraph 6 of the said Fourth Schedule,

and of all other powers enabling me in that behalf, I hereby make the following Regulations.

(**a**) 9 & 10 Geo. 6. c. 72. (**b**) 6 & 7 Eliz. 2. c. 64.