STATUTORY INSTRUMENTS

1978 No. 1145

EDUCATION, ENGLAND AND WALES

The Direct Grant Schools (Amendment) Regulations 1978

Made - - -	*2nd August* 1978
Laid before Parliament	*10th August* 1978
Coming into Operation	*1st September* 1978

The Secretary of State for Education and Science, in exercise of the powers conferred by section 100 of the Education Act 1944(**a**) and vested in her(**b**), hereby makes the following Regulations:—

1. These Regulations may be cited as the Direct Grant Schools (Amendment) Regulations 1978 and shall come into operation on 1st September 1978.

2. In these Regulations a reference to the principal Regulations is a reference to the Direct Grant Schools Regulations 1959(**c**), as amended (**d**).

3. In Regulation 25 of the principal Regulations (application to schools other than grammar schools of certain conditions and requirements) the words "and shall comply" to the end shall be omitted.

4. After Regulation 26 of the principal Regulations (further conditions in the case of schools other than grammar schools) there shall be added the following Regulation:—

"**27.**—(1) A school which is not a grammar school shall comply with the requirements of the following provisions of the Schools Regulations 1959(**e**), as amended(**f**), which for the purposes hereof shall have effect subject to any necessary modifications, namely, the provisions of regulation 7 (admissions), of regulations 16, 17 and 18 (teachers) and of Schedule II (employment of teachers) except for paragraph 1 thereof.

(2) Such a school shall comply with the following requirement, namely, that a teacher shall be appointed, where the appointment would constitute his first employment as a qualified teacher or student teacher (within the meaning of the said regulations of 1959) in—

(*a*) a school in respect of which grant is paid under regulation 5 of these regulations;

(**a**) 1944 c. 31. (**b**) S.I. 1964/490, 1970/1536, 1978/274. (**c**) S.I. 1959/1832.

(**d**) The amending instruments are not relevant to the subject matter of these Regulations.

(**e**) S.I. 1959/364.

(**f**) The relevant amending instruments are S.I. 1964/1311, 1968/1281, 1969/1777, 1971/342, 1973/2021, 1975/1054, 1978/1144.

(*b*) a school maintained by a local education authority, or

(*c*) a special school not so maintained,

only if he has satisfied the Secretary of State of his health and physical capacity for teaching.".

Given under the Official Seal of the Secretary of State for Education and Science on 2nd August 1978.

(L.S.)

Gordon Oakes,
Minister of State,
Authorised by the Secretary of State for
Education and Science.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Direct Grant Schools Regulations 1959 in their application to schools other than grammar schools.

Regulation 25 of the Regulations of 1959, first, specifies certain conditions for grant in the case of such schools and, secondly, applies specified requirements of the Schools Regulations 1959. The present Regulations take account of amendments made to the last-mentioned Regulations (in particular, the revocation of Regulation 6 and of Schedule I) and make substantive provision for the Secretary of State to be satisfied of a teacher's health on first appointment in substitution for the application of the requirement in that behalf contained in paragraph 1 of Schedule II to the Schools Regulations 1959 (which is amended by the Schools (Amendment) Regulations 1978).

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