College to be established in Welbeck Abbey in September, 1953, and in the case of any such person shall so apply as from the date on which he is appointed for service in that College.

Concur.

Herbert Butcher,
Edward Heath,
Two of the Lords Commissioners of Her Majesty's Treasury.

5th June, 1953.

Given under the Official Seal of the Minister of Education this 8th day of June, 1953.

Florence Horsbrugh,
Minister of Education.

EXPLANATORY NOTE

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

The purpose of this Scheme is to enable teaching service at Welbeck College to be treated as pensionable under the Teachers (Superannuation) Acts.

EDUCATION, SCOTLAND

BURSARIES, BENEFITS, ETC.

1953 No. 1123 (S. 97)

The Education Authority Bursaries (Scotland) Regulations, 1953

Made - - - -	22*nd July*, 1953
Laid before Parliament	23*rd July*, 1953
Coming into Operation	1*st August*, 1953

In the exercise of the powers conferred upon me by section 43 of the Education (Scotland) Act, 1946(**a**), as amended by section 4 of the Education (Scotland) Act, 1949(**b**), and of all other powers enabling me in that behalf, I hereby make the following Regulations:—

Interpretation

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

(*a*) "Act" means the Education (Scotland) Act, 1946, as amended by the Education (Scotland) Act, 1949;

(*b*) "Applicant" means a person who applies for an award or a renewal of an award for himself or a person on whose behalf such an application is made;

(*c*) "Award" means a sum paid or authorised to be paid in respect of a period not exceeding twelve months commencing on a date to be determined by the education authority (hereinafter referred to as "a period

(a) 9 & 10 Geo. 6. c. 72. (b) 12, 13 & 14 Geo. 6. c. 19.

of award ") to or for behoof of any pupil attending school or person over school age, as the case may be, by an education authority under subsection (1) of section 43 of the Act;

(*d*) " Estimated expenditure " means the aggregate of the sums estimated, in accordance with the provisions of the First Schedule to these Regulations, to be payable by or on behalf of an applicant during a period of award for the purpose of enabling him to take advantage of an educational facility available to him;

(*e*) " Holder " means a person whose period of award is current.

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

Awards

2.—(1) An application for an award (including a renewal of an award) shall be submitted to the education authority by or on behalf of the applicant, and shall be in such form, contain such information, be accompanied by such documents and be submitted by such date as the education authority may require, provided that the authority may waive any such requirement in any particular case. The authority may take such steps as they consider necessary to satisfy themselves of the accuracy of the information so furnished.

(2) Subject to the provisions of paragraphs (3), (4) and (5) of this Regulation, the amount of any award shall be equal to the sum, if any, whereby the estimated expenditure exceeds the contribution as assessed in accordance with the provisions of the Second Schedule annexed hereto.

(3) Where the applicant is the holder of a scholarship, bursary or prize won in open competition (hereinafter referred to as " an open bursary ") of an annual value of more than £50, the award assessed under the last foregoing paragraph shall be reduced by the following amount, that is to say, where the annual value of the open bursary does not exceed £100, by the excess of the said annual value over £50, or, where the said annual value exceeds £100, by one-half of the said annual value.

(4) Where the applicant is the holder of any other scholarship, bursary or prize (hereinafter referred to as " a restricted bursary ") of an annual value of more than £25, the award assessed under paragraph (2) of this Regulation shall be reduced by the amount whereby the annual value of the restricted bursary exceeds £25.

(5) No reduction shall be made in respect of an open bursary of an annual value of £50 or less or in respect of a restricted bursary of an annual value of £25 or less or in respect of an award made by the Carnegie Trustees for the Universities of Scotland, nor shall bursaries be aggregated for the purpose of calculating reductions to be made under paragraph (3) or paragraph (4) or under both of the said paragraphs of this Regulation.

(6) Each award shall be in respect of expenditure incurred or to be incurred during a period of award, and shall, subject to the provisions of paragraphs (1), (7) and (8) of this Regulation, be renewed for such periods as are necessary to enable the holder to complete the course of study in respect of which it was made.

(7) Any award shall be paid in a lump sum or by instalments as the education authority may direct, provided that—

(i) no payment shall be made before the holder has been accepted for admission to the course of study in respect of which the award has been made, and

(a) 52 & 53 Vict. c. 63.

(ii) the education authority shall make payments at such times as will enable expenditure to be met by or on behalf of the holder as and when necessary.

(8) The tenure of an award and the renewal of an award shall be subject to the conditions that the holder shall attend the course in respect of which the award was made or another course selected by the holder and approved by the education authority and that the education authority shall be satisfied as to the conduct and progress of the holder. When making or renewing an award the education authority shall give notice of these conditions to the holder and shall inform him that if he does not comply with them or if they are not satisfied with his conduct or progress the award will be terminated or renewal of the award will be refused without further warning. If, after such notice and information have been given, the holder does not comply with these conditions or if the education authority are dissatisfied with his conduct and progress the education authority shall terminate the award and the award shall not be renewed:

Provided that if, notwithstanding the termination of the award, the former holder complies with these conditions and satisfies the education authority as to his conduct and progress, they may make a new award.

(9) The holder or any person to whom payments are made for his behoof may at any time during the period of award submit a revised application to the education authority in respect of the said period of award, and, if the education authority are satisfied that a change has occurred in the circumstances of the holder or in any of the sums taken into account in calculating the contribution and that the holder has suffered or is likely to suffer hardship by reason of the said change, they shall re-assess the award. The sum payable in respect of the remainder of the said period of award shall be the difference between the award as re-assessed and the sums already paid in respect of the said period of award. The provisions of the foregoing paragraphs of this Regulation shall with the necessary modifications apply to such revised applications.

(10) No person shall be eligible to hold at the same time an award made under these Regulations and an award made by the Secretary of State under paragraph (10) of section 70 of the Act.

Exceptions

3. It shall be in the power of the Secretary of State on the application of the education authority, in exceptional circumstances and on good cause shown, to authorise a departure from any provision of these Regulations, and the education authority may make an award in accordance with the said authorisation notwithstanding that the award does not comply with such provision.

Citation and Revocation

4.—(1) These Regulations may be cited as the Education Authority Bursaries (Scotland) Regulations, 1953, and shall come into operation on 1st August, 1953, and have effect in relation to any award in respect of the period beginning after 31st July, 1953.

(2) The Education Authority Bursaries (Scotland) Regulations, 1949(**a**), and the Education Authority Bursaries (Scotland) (Amendment No. 1) Regulations, 1952(**b**), are hereby revoked.

James Stuart.
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
22nd July, 1953.

(**a**) S.I. 1949/1489; 1949 I, p. 1549. (**b**) S.I. 1952/2215; 1952 I, p. 850.

SCHEDULES

FIRST SCHEDULE

Estimated Expenditure

1. In assessing the estimated expenditure in relation to any type of award the education authority shall—

(*a*) where for a particular purpose a fixed sum is prescribed in the third column of the following table opposite to the entry in the second column relating to that type of award, take the said sum into account as being required for that purpose, and

(*b*) where for a particular purpose no fixed sum is so prescribed, take into account the sum which in their opinion is reasonably required for that purpose, provided that where a minimum sum is so prescribed the sum taken into account shall not be less than the said minimum sum:

Provided that where a person applies for an award to enable him to take advantage of an educational facility available to him at a particular institution and where the same facility is available to him at less cost at another institution, the education authority may assess the estimated expenditure as they would have done if the application had related to the other institution.

2. For the purposes of this Schedule, a person shall be deemed to be living at home if he is living in the same household as the person or one of the persons upon whom he is, in the opinion of the education authority under paragraph 1 (1) (*b*) of the Second Schedule to these Regulations, actually dependent, wholly or mainly.

Table

Serial No. (1)	*Type of Award* (2)	*Purpose of Expenditure* (3)
	UNDER SECTION 43 (1) (*a*)	
1.	" School Bursaries "	(*a*) The purchase of clothing distinctive of a particular school, other than clothing for physical exercise provided under subsection (3) of section 11 of the Act to pupils attending the school; and (*b*) any other purpose upon which expenditure is, in the opinion of the authority, expedient to enable the applicant to take full part in the activities of the school, except a purpose the cost of which is defrayed by the authority under subsection (1) of section 3 of the Act for pupils attending the school.
	UNDER SECTION 43 (1) (*b*)	
2.	" School Fee Grants "	The payment of fees, including matriculation, tuition, board, lodging and athletic fees, necessarily incurred by attendance, with the approval of the authority, at a particular school (whether such fees are included in a comprehensive fee or are charged as separate fees) and any other fees which, in the opinion of the authority, are reasonably incurred.

Serial No. (1)	*Type of Award* (2)	*Purpose of Expenditure* (3)
	UNDER SECTION 43 (1) (*c*)	
3.	Awards to pupils over school age attending school— " Higher School Bursaries "	In respect of attendance by a pupil over school age in the fourth year of an approved secondary course (or where the education authority are satisfied that there were exceptional circumstances which have prevented the applicant from reaching the fourth year, in respect of attendance in the third year) an allowance at the rate of £40 a year; and in respect of attendance in the fifth or in a subsequent year of such a course, an allowance at the rate of £50 a year.
4.	Awards for Voluntary Further Education (Part-time)— " Further Education Centre Bursaries ", " Central Institution Bursaries ", " University Bursaries ", etc.	(*a*) The payment of matriculation, class, tuition, examination, laboratory and other fees necessarily incurred by the applicant; (*b*) the acquisition of necessary books, instruments, tools and materials and of any special clothing with which the applicant is required to provide himself; (*c*) the payment of expenses arising out of the membership of clubs or societies connected with the educational establishment which the applicant is attending, where, in the opinion of the authority, such membership is necessary to enable the applicant to take a proper part in the corporate life of the establishment; (*d*) the payment of travelling expenses necessarily incurred in attending a university or a theological college; and (*e*) an allowance of not less than 2s. per meal for the purchase of meals which, in the opinion of the authority, should be taken at a place other than that at which the applicant is living to enable him to obtain full benefit from the classes attended by him.
5.	Awards for Voluntary Further Education (Whole-time)— " University Bursaries ", " Central Institution Bursaries ", " Training College Bursaries ", " Theological Bursaries ", " Apprentices' Bursaries " (tenable while attending an educational establishment during continuous periods of release from employment),	(*a*) The payment of matriculation, class, tuition, examination, laboratory and other fees necessarily incurred by the applicant; (*b*) the acquisition of necessary books, instruments, tools and materials and of any special clothing with which the applicant is required to provide himself; (*c*) the payment of expenses arising out of the membership of clubs or

Serial No. (1)	*Type of Award* (2)	*Purpose of Expenditure* (3)
	UNDER SECTION 43 (1) (*c*)—*cont.*	
5.	Awards for Voluntary Further Education (Whole-time)—*cont.* "Pre-vocational Bursaries" (tenable at pre-apprenticeship courses, pre-nursing courses and other courses of a similar type), etc.	societies connected with the institution which the applicant is attending, where, in the opinion of the authority, such membership is necessary to enable the applicant to take a proper part in the corporate life of the institution; (*d*) in respect of periods other than vacations— (i) the following allowances in respect of the cost of maintaining the applicant at home, that is to say, pre-vocational bursaries, 25s. per week; other bursaries, 25s. per week while the applicant is under the age of 17 years and 40s. per week while he is of or over that age, or (ii) the following allowances in respect of the cost of maintaining the applicant elsewhere than at home, that is to say, pre-vocational bursaries, not less than 45s. per week; other bursaries, not less than 45s. per week while the applicant is under the age of 17 years and not less than 70s. per week while he is of or over that age; provided that if the applicant lives in a hostel, hall of residence, or residential institution where the charge for residence is less than 70s. per week the allowance need not exceed the said charge; (*e*) in relation to bursaries other than pre-vocational bursaries, a vacation allowance of £2 per week for such number of weeks as the education authority consider necessary towards the cost of maintaining the applicant, provided that if during the period of award the applicant is required to attend regularly at the institution for less than two terms no allowance shall be payable; if for two terms but less than three, the allowance shall not exceed £5; and if for three terms the allowance shall be not less than £8; provided also that no vacation allowance shall be payable until the holder has attained the age of 17 years; (*f*) the payment of travelling expenses necessarily incurred in attending a university or a theological college; and

Serial No. (1)	*Type of Award* (2)	*Purpose of Expenditure* (3)
	UNDER SECTION 43 (1) (*c*)—*cont.*	
5.	Awards for Voluntary Further Education (Whole-time)—*cont.*	(*g*) in relation to bursaries other than pre-vocational bursaries, an allowance at the rate of £20 a year towards other normal expenses provided that the holder has attained the age of 17 years.
6.	" Correspondence Course Awards "	(*a*) The payment of matriculation, tuition and examination fees in respect of a correspondence course that has been approved by the Secretary of State for the purpose of these Regulations; and (*b*) the acquisition of necessary books and materials.

SECOND SCHEDULE

The Contribution

1. In assessing the contribution in relation to any type of award the education authority shall—

(1) ascertain—

(*a*) the balance of income of the applicant and, if he or she is married, of his or her wife or husband, and

(*b*) if, in the opinion of the education authority, the applicant is actually dependent, wholly or mainly, on a relative, the balance of income of the said relative, and, if the said relative is married, of the wife or husband of the said relative; and

(2) aggregate the balances of income ascertained under sub-paragraph (1) and determine the contribution in respect of the said aggregate in accordance with Table A of this Schedule; and

(3) where any person holds property in trust for the education and maintenance of the applicant or of persons of whom the applicant is one, add to the contribution as determined under the last foregoing sub-paragraph such sum as may be made available from the said property by the trustees thereof in accordance with the conditions of the trust upon which the property is held.

The amount of the contribution for the purposes of paragraph (2) of Regulation 2 of these Regulations shall be the aggregate of the contribution as determined under sub-paragraph (2) of this paragraph and any sum added under sub-paragraph (3) of this paragraph, provided that if any person whose balance of income requires to be ascertained under sub-paragraph (1) of this paragraph during a year beginning on any sixth day of April satisfies the education authority that during that year his balance of income has already been taken into account under these Regulations or the Regulations revoked by these Regulations, his balance of income shall not be included in the aggregation made under sub-paragraph (2) of this paragraph.

2. For the purposes of the last foregoing paragraph, where a husband and wife are living apart under a decree of judicial separation they shall be deemed to be unmarried persons.

3. In ascertaining the balance of income of the applicant, the amounts of any open bursary and of any restricted bursary and of any award made by the Carnegie Trustees for the Universities of Scotland won by or awarded to him shall be left out of account.

4. Where, under sub-paragraph (1) (*b*) of paragraph 1 of this Schedule, more than one applicant is, in the opinion of the education authority, actually dependent, wholly or mainly, on one person, the applications shall be combined, and the amount of the

contribution shall be assessed under paragraph 1 as it would have been if there had been only one applicant, except that the balance of income of each of the applicants shall be taken into account, and that deductions under paragraphs 2 and 3 of Table B of this Schedule shall be permissible only in respect of persons to whom the applications do not relate. In calculating the amount of each of the awards the education authority shall deduct from the estimated expenditure such share of the contribution so assessed as they consider reasonable, and when an award has already been made in respect of one of the said applications they may make such consequential adjustments in the amounts of the said awards as they consider necessary.

5. Where insufficient information is supplied to the authority to enable them to assess the balance of income of any person in accordance with the foregoing provisions of this Schedule, they may assess the said balance at such sum as they consider reasonable.

6. In this Schedule the expression " balance of income " means a sum equal to the difference between—

(1) the total income of the person or persons concerned for twelve months to be determined by the education authority, being a period of twelve months ending on a date earlier than the date of commencement of the period of award, and

(2) the aggregate of the amounts, if any, of the expenditure, or of the allowances in respect of expenditure, described in Table B of this Schedule:

Provided that where the amount of the balance of income includes a fraction of one pound, the said fraction shall be ignored if it is less than ten shillings, and shall be deemed to be one pound if it is ten shillings or more.

Table A

Balance of Income (1) £	*Contribution* (2) £	*Balance of Income* (1) £	*Contribution* (2) £
320 or under	Nil	901— 920	96
321—340	4	921— 940	101
341—360	6	941— 960	106
361—380	8	961— 980	111
381—400	10	981—1,000	116
401—420	12	1,001—1,020	122
421—440	14	1,021—1,040	128
441—460	16	1,041—1,060	134
461—480	18	1,061—1,080	140
481—500	21	1,081—1,100	146
501—520	24	1,101—1,120	152
521—540	27	1,121—1,140	158
541—560	30	1,141—1,160	164
561—580	33	1,161—1,180	170
581—600	36	1,181—1,200	176
601—620	39	1,201—1,220	183
621—640	42	1,221—1,240	190
641—660	45	1,241—1,260	197
661—680	48	1,261—1,280	204
681—700	51	1,281—1,300	211
701—720	55	1,301—1,320	218
721—740	59	1,321—1,340	225
741—760	63	1,341—1,360	232
761—780	67	1,361—1,380	239
781—800	71	1,381—1,400	246
801—820	75	1,401—1,420	254
821—840	79	1,421—1,440	262
841—860	83	1,441—1,460	270
861—880	87	1,461—1,480	278
881—900	91	1,481—1,500	286
		and for every additional £20 an additional £8	

Table B

1. Charges in respect of property owned by the person concerned including feu duties and interest on bonds.

2. £100 for each wholly dependent relative of the person concerned excluding the applicant and the wife or husband of the person concerned.

3. Expenditure by the person concerned which in the opinion of the education authority is reasonably incurred on the education of other members of the family.

4. Exceptional items of expenditure at the discretion of the education authority.

EXPLANATORY NOTE

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

These Regulations replace the Education Authority Bursaries (Scotland) Regulations, 1949 and 1952. The following are the principal changes :—

1. Where a person applies for an award to attend a course at a particular institution and where the same course is available at less cost at another institution, the award may be assessed on the basis of attendance at the institution involving less cost, but the applicant may attend the institution of his choice.

2. The allowances for the maintenance of pupils over school age are increased and the allowances for pupils in the fifth and subsequent years of a secondary course are made larger than those for pupils in the fourth year.

3. The allowances for the maintenance of students in whole-time attendance at Universities, Central Institutions, Training Colleges and Theological Colleges and of students on apprentices' and pre-vocational courses are increased.

4. The contribution to be made towards the cost of the education of an applicant has been increased except where the balance of income of the person liable to contribute is less than £700 or where there are dependants in addition to the applicant: the allowance in respect of a dependant has been increased.

5. Competitive and other bursaries held by an applicant for an award under the Regulations will no longer be treated as part of his income for the purpose of assessing the contribution to be made by him towards the cost of his education. A proportion of their value will be deducted from the award as assessed by the education authority under the Regulations.