STATUTORY INSTRUMENTS

1983 No. 431

EDUCATION, ENGLAND AND WALES

The Education (Grants for Teacher Training) Regulations 1983

Made - - - - -	15*th March* 1983
Laid before Parliament	25*th March* 1983
Coming into Operation	18*th April* 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 (Grants for Teacher Training) Regulations 1983 and shall come into operation on 18th April 1983.

Interpretation

2.—(1) In these Regulations—

"grant" means a grant in pursuance of these Regulations;

"education authority" means a local education authority;

"maintained school" means a school maintained by an education authority (including a special school so maintained);

"normal working day", in relation to a teacher, means that part of a day on which he would normally work for which he would normally be required to attend his school or, in the case of a teacher employed otherwise than at a particular school, to be available to attend a school.

(2) In these Regulations a reference to a Regulation is a reference to a Regulation contained therein and a reference in a Regulation to a paragraph is a reference to a paragraph of that Regulation.

Grants by the Secretary of State

3. The Secretary of State is hereby authorised, subject to and in accordance with these Regulations, to make grants to education authorities in respect of teachers undergoing further training as such whose remuneration is paid by them.

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

Teachers in respect of whom grants may be paid

4.—(1) A grant shall be paid only in respect of a teacher—

(*a*) who is currently in such employment as is mentioned in paragraph (2), and

(*b*) whose aggregate period of such employment is not less than 5 years.

(2) The employment referred to in paragraph (1) is full-time teaching employment in maintained schools (including, in the case of employment by an education authority, such employment otherwise than as a teacher at a particular school) except that it does not include temporary employment, that is to say—

(*a*) employment in pursuance of an appointment for a specified period, or

(*b*) employment in pursuance of an appointment for an unspecified period which was otherwise expressed to be temporary only.

Further training in respect of which grants may be paid

5.—(1) A grant shall be paid only in respect of a teacher attending a course which satisfies the criteria mentioned in both paragraphs (2) and (3).

(2) The subject matter of the course shall be—

(*a*) organisation and management in the context of the responsibilities of head teachers and other senior teachers;

(*b*) the teaching of mathematics;

(*c*) education as a preparation for vocational training;

(*d*) the meeting of special educational needs (within the meaning of the Education Act 1981**(a)**) otherwise than in special schools, or

(*e*) in the case only of a teacher in employment in Wales, the teaching of the Welsh language or the teaching in that language of other subjects.

(3) The course—

(*a*) shall not involve attendances over a period exceeding 12 months, but

(*b*) shall involve attendances on days which are normal working days in the case of the teacher concerned which aggregate not less than 20 such days, any attendance for less than a full working day being disregarded.

Amount of grants

6.—(1) A grant in respect of a teacher for any period shall be of an amount calculated—

(*a*) by reference to the aggregate number of his normal working days falling within that period for which he attended (or, but for sickness, would have attended) his course, any attendance for less than a full working day being disregarded, and

(a) 1981 c. 60.

(*b*) at a daily rate which is 90% of the average annual cost of employing a teacher at a maintained school, as estimated by the Secretary of State in accordance with paragraphs (2) and (3), divided by 190.

(2) In making the estimate required by paragraph (1)(*b*) the Secretary of State shall take account—

(*a*) in the case of a grant in respect of an assistant teacher, of the cost of employing assistant teachers who have attained the age of 30 but not that of 50 years, or

(*b*) in the case of a grant in respect of a head teacher, of the cost of employing head teachers at schools other than special schools which, for the purposes of determining the remuneration of head teachers, are classed as group 9 schools in accordance with the document for the time being in force under the Remuneration of Teachers Act 1965**(a)**,

to the exclusion of the cost of employing other teachers.

(3) For the purpose hereof, the cost of employing a teacher shall be taken to be the aggregate of—

(*a*) his salary for superannuation purposes;

(*b*) the employer's superannuation contributions payable thereon, and

(*c*) the secondary Class 1 contributions payable in respect of him under the Social Security Act 1975**(b)**.

Payments on account of grants

7.—(1) No payment in respect of any period on account of a grant shall be made before—

(*a*) the expiry of that period, and

(*b*) the education authority have, in respect of that period, submitted to the Secretary of State a certificate in pursuance of Regulation 8,

but, subject as aforesaid, a provisional payment may be made in respect of any period pending the final calculation of the payment due in respect thereof on account of a grant.

(2) Where in pursuance of this Regulation, a provisional payment is made then, without prejudice to the recovery of an overpayment from a subsequent payment (whether or not in respect of the same teacher) any overpayment or underpayment shall be adjusted by payment between the education authority and the Secretary of State.

Certificates from education authorities

8.—(1) Where an education authority have applied for grants in respect of a period falling within the 4 months immediately preceding 1st January, 1st May or 1st September in any year they shall, during the month beginning with the date in question, submit to the Secretary of State a certificate authenticated by an authorised officer of the authority which relates to the period in question and the matters referred to in the Schedule hereto and is in the form there set out or in a form to the like effect.

(a) 1965 c. 3. **(b)** 1975 c. 14.

(2) For the purposes of these Regulations the Secretary of State shall be entitled to rely upon the accuracy of any statement contained in such a certificate as aforesaid.

SCHEDULE

FORM OF CERTIFICATE

The ..... local education authority ("the authority") hereby certifies that in the period of 4 months immediately preceding 1st January/May/September 19 . .—

(*a*) the teachers named in column 1 of the attached Table were teachers in respect of whom grants might be paid to the authority in pursuance of Regulations 3 and 4 of the Education (Grants for Teacher Training) Regulations 1983 ("the Regulations");

(*b*) each teacher so named was an assistant teacher or, as the case may be, head teacher as indicated by a tick opposite his name in column (2) or (3);

(*c*) each teacher so named attended a further training course which satisfied the criteria mentioned in Regulation 5 of the Regulations being the course particularised opposite his name in column (4) and falling within Regulation 5(2)(*a*), (*b*), (*c*), (*d*) or (*e*), as the case may be, as indicated by an entry in his case in column (5), (6), (7), (8) or (9), and

(*d*) each teacher so named attended his course on such number of his normal working days (within the meaning of the Regulations) as is specified opposite his name in whichever of the last mentioned five columns as is appropriate in his case, no account being taken of an attendance for less than a full working day.

Duly authorised by the above mentioned local education authority.

19

TABLE

Name of Teacher	Assistant Teacher	Head Teacher	Particulars of course (including name of providing establishment)	Period of attendance on normal working days				
				Relevant sub-paragraph of Regulation 5(2)				
				(a)	(b)	(c)	(d)	(e)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

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

15th March 1983.

EXPLANATORY NOTE

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

These Regulations authorise the Secretary of State to pay grants in respect of teachers in maintained schools who undergo further training by attending courses which satisfy specified criteria.

A grant in respect of a teacher is payable to the local education authority responsible for his remuneration (*Regulation 3*).

A grant is payable only in respect of a teacher whose current employment in a maintained school is both full-time and permanent and whose aggregate period of such employment is not less than 5 years (*Regulation 4*).

Attendance at a course only attracts a grant if the course's subject matter is of a prescribed description, it does not involve attendances over a period exceeding 12 months but involves at least 20 full days attendance on days which would be normal working days for the teacher concerned (*Regulation 5*).

The amount of a grant in respect of a teacher is determined by reference to the number of full days for which he attends his course which would otherwise constitute normal working days in his case and the average cost of employing a teacher in a maintained school (*Regulation 6*).

Grants are payable in arrears and only if the local education authority has given to the Secretary of State certain relevant information by submitting to him a certificate in a prescribed form (on which he is entitled to rely). A provisional payment on account of grant may be made but such payment is subject to subsequent adjustment (*Regulations 7 and 8 and the Schedule*).

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