STATUTORY INSTRUMENTS

1984 No. 1183

EDUCATION, SCOTLAND

The Education (Grants) (Newbattle Abbey College) Regulations 1984

Made - - - -	31*st July* 1984
Laid before Parliament	9*th August* 1984
Coming into Operation	1*st September* 1984

In exercise of the powers conferred by sections 73(*c*) and 74(1) of the Education (Scotland) Act 1980(**a**), the Secretary of State for Education and Science hereby makes the following Regulations:—

Citation and operation

1. These Regulations may be cited as the Education (Grants) (Newbattle Abbey College) Regulations 1984 and shall come into operation on 1st September 1984.

Interpretation

2.—(1) In these Regulations—

"the College" means Newbattle Abbey College, Dalkeith, Scotland;

"the Secretary of State" means the Secretary of State for Education and Science.

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

Power to pay grant

3. The Secretary of State may pay grant to the governing body of the College in respect of expenditure incurred or to be incurred by them, being expenditure such as is mentioned in Regulation 4 and such as is for the time being approved by him for the purposes of these Regulations.

Expenditure ranking for grant

4.—(1) The expenditure referred to in Regulation 3 is expenditure of the governing body of the College by way of payments on account of scholarships (however described) tenable thereat and granted to such persons as are mentioned in paragraph (2).

(a) 1980 c. 44.

(2) The persons referred to in paragraph (1) are persons who—

(*a*) were ordinarily resident in England on the date on which they applied for a scholarship and were not then resident therein wholly or mainly for the purposes of receiving full-time education; or

(*b*) have satisfied the governing body of the College that they would satisfy the aforesaid conditions on 30th June next following the date of their applications.

Conditions of payment

5.—(1) The making of payments by way of grant under these Regulations shall be conditional on the requirements specified in this Regulation being satisfied.

(2) It shall be a condition that such records and accounts shall be kept, and such information, returns and accounts (including periodic returns and accounts) shall be furnished, as the Secretary of State may from time to time require and that the said records and accounts are open to inspection by the Comptroller and Auditor General.

Grant in respect of expenditure to be incurred—repayment requirements

6.—(1) The requirements of this Regulation shall apply where grant under these Regulations has been paid in respect of expenditure to be incurred.

(2) If the expenditure in question is not incurred, or only a part thereof is incurred, then, on application made in that behalf by the Secretary of State, the grant paid or the proportionate part thereof shall be repaid to him by the governing body of the College.

(3) Where any repayment falls to be made in pursuance of this Regulation and it is not made by a date specified by the Secretary of State in his application therefor (not being earlier than a month after the date of that application) interest thereon shall be payable at a rate so specified so, however, that the Secretary of State, having regard to the circumstances of the case, may waive any sum due by way of interest in whole or in part.

Payment of grant

7. Grants under these Regulations shall be paid in respect of each financial year and payments by way of such grants shall be made at such times and in such instalments as the Secretary of State thinks appropriate.

Keith Joseph,
Secretary of State for Education and Science.

31st July 1984.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations empower the Secretary of State for Education and Science to pay grants to the governors of Newbattle Abbey College in Dalkeith in respect of scholarships tenable at the College awarded by them to students ordinarily resident in England. The College provides long-term residential courses of full-time education for adults. Prior to the coming into operation of these Regulations, scholarships tenable at the College were awarded to students resident in England by the Secretary of State for Education and Science under the State Awards Regulations 1978 (S.I. 1978/1096). Awards to students ordinarily resident in Scotland or Wales are made by the Secretary of State for Scotland and the Secretary of State for Wales respectively.