1952 No. 2202 (S. 115)

The Further Education (Voluntary Associations) (Scotland) Grant Regulations, 1952

Made - - - -	*17th December*, 1952
Laid before Parliament	*18th December*, 1952
Coming into Operation	*1st January*, 1953

In the exercise of the powers conferred upon me by paragraphs (11) and (12) of section 70 and by subsection (1) of section 71 of the Education (Scotland) Act, 1946(a), 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*) "approved" means approved by the Secretary of State for the purpose of these Regulations;

(*b*) "further education centre" has the meaning assigned to it by the Further Education (Scotland) Code, 1952(b);

(*c*) "association" means an organised body of persons, whether corporate or unincorporate, whose objects include the provision of further education or of facilities therefor, but does not include education authorities, the governing bodies of central institutions, or the National Committee for the Training of Teachers.

(2) The Interpretation Act, 1889(c), 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.

Approval of Associations

2. Any association seeking approval under these Regulations shall satisfy the Secretary of State as to its constitution, financial stability and fitness to receive a grant, and that it is not conducted for private profit. The Secretary of State may at any time withdraw his approval from an association.

Power to make grants

3. Subject to the conditions prescribed by or under these Regulations, there may be paid from the Education (Scotland) Fund to an approved association grants towards—

(*a*) the cost of maintenance of a further education centre, the pupils attending which are not wholly or mainly drawn from the area of one education authority;

(*b*) the cost of the provision or maintenance of facilities for social and physical training, including, without prejudice to the foregoing generality, the payment of teachers, leaders, wardens and other persons and the hiring and equipping of premises; and

(a) 9 & 10 Geo. 6. c. 72. (b) S.I. 1952/2201, p. 854 above.
(c) 52 & 53 Vict. c. 63.

(*c*) the expenses of the association's organisation and administration, including, without prejudice to the foregoing generality, the payment of secretaries, organisers and office staff and the hiring and equipping of office premises.

Assessment of grants

4.—(1) A grant under these Regulations shall be of such amount or at such rate and in respect of such period as the Secretary of State may determine after consideration of—

(*a*) the nature, efficiency, extent and estimated cost of the service;
(*b*) the monies available to the association towards meeting the said cost, including any payment made or which may be made towards the said service from public funds other than the Education (Scotland) Fund; and
(*c*) the other charges upon the said Fund.

(2) The association shall forthwith inform the Secretary of State of any change which may occur in the said service, or in the estimated cost thereof or in the monies available towards meeting the said cost, and the Secretary of State may reassess, vary, make a deduction from or withhold the grant accordingly.

Conditions of grant

5.—(1) A grant under these Regulations shall be paid subject to the conditions specified in paragraphs (2) to (6) of this Regulation, and the association to whom the said grant is made shall comply with the requirements of the said paragraphs.

(2) The association shall afford all reasonable facilities to Her Majesty's Inspector or any person appointed for the purpose by the Secretary of State to inspect the service aided or to be aided by grant.

(3) The association shall keep such records, make such reports and returns and give such information to the Secretary of State as he may from time to time require.

(4) The income from fees and from local sources shall be of such amount as the Secretary of State may consider reasonable, having regard to the nature of the service aided by the grant.

(5) The accounts of the association shall be audited to the satisfaction of the Secretary of State, and shall be submitted to him together with such vouchers and other documents as he may require.

(6) A grant in aid of the provision or maintenance of facilities for social or physical training shall be paid subject to such additional conditions as the Secretary of State considers necessary to ensure the continuance of the said facilities.

Payment of grant

6. A grant under these Regulations may be paid –

(*a*) in a lump sum or by instalments of such amount as the Secretary of State may determine; and
(*b*) in the case of an instalment, in respect of expenditure incurred or to be incurred:

Provided that the lump sum or final instalment shall not be paid until the association have satisfied the Secretary of State that the expenditure to be aided by the grant has been properly incurred, and that the conditions attached to the payment of the grant have been or will be fulfilled.

Power to withhold grants

7. The Secretary of State may make a deduction from or withhold a grant if any requirement or condition imposed by or under these Regulations is not fulfilled.

Dissemination of knowledge of value and methods of social and physical training

8. The Secretary of State may make payment of such sums as he may think necessary for the purpose of disseminating knowledge or providing guidance with respect to the value and methods of social and physical training.

Citation, Commencement and Revocation

9.—(1) These Regulations may be cited as the Further Education (Voluntary Associations) (Scotland) Grant Regulations, 1952.

(2) These Regulations shall come into operation on 1st January, 1953.

(3) The Regulations set forth in the schedule to these Regulations are hereby revoked to the extent specified in the second column of the said schedule. Notwithstanding the said revocations, any grant payable to an association in respect of a period beginning before the date of commencement of these Regulations shall be paid under the Regulations under which it would have been paid but for the said revocations.

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

St. Andrew's House,
Edinburgh, 1.
17th December, 1952.

SCHEDULE

REGULATIONS REVOKED

Short Title	Extent of Revocation
The Education (Scotland) Social and Physical Training Grant Regulations, 1946(a).	The whole instrument.
The Education (Scotland) Miscellaneous Grants Regulations, 1948(b).	In Regulation 5, paragraph (7), and in the schedule, the entry relating to continuation classes.
The Education (Scotland) Miscellaneous Grants (Amendment No. 1) Regulations, 1950(c).	The whole instrument.
The Adult Education (Scotland) (Residential Institutions) Grant Regulations, 1951(d).	The whole instrument.

EXPLANATORY NOTE

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

These Regulations authorise the payment of grants from the Education (Scotland) Fund to voluntary associations providing further education or facilities therefor.

(a) S.R. & O. 1946/864; Rev. VI, p. 724; 1946 I, p. 474.
(b) S.I. 1948/2767; Rev. VI, p. 711; 1948 I, p. 781.
(c) S.I. 1950/1481; 1950 I, p. 605.
(d) S.I. 1951/740; 1951 I, p. 605.