STATUTORY INSTRUMENTS

1977 No. 536

EDUCATION, ENGLAND AND WALES

The Local Education Authorities Awards (Amendment) Regulations 1977

Made - - - -	22*nd March* 1977
Laid before Parliament	31*st March* 1977
Coming into Operation	22*nd April* 1977

The Secretary of State for Education and Science, in exercise of the powers conferred by section 1 of the Education Act 1962**(a)** as amended by section 1 of the Education Act 1975**(b)** and section 8 of the Education Act 1976**(c)**, and vested in her**(d)**, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Local Education Authorities Awards (Amendment) Regulations 1977 and these regulations and the Local Education Authorities Awards Regulations 1975 to 1976**(e)** may be cited together as the Local Education Authorities Awards Regulations 1975 to 1977.

(2) These regulations shall come into operation on 22nd April 1977.

(3) The Interpretation Act 1889**(f)** shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Amendment of regulations

2.—(1) In regulation 2(1) of the Local Education Authorities Awards Regulations 1975**(g)** (the principal regulations) the definition of the expression "ordinarily resident" shall be omitted.

(2) After regulation 5 of the principal regulations there shall be inserted as a new regulation—

"*No area students*

5A.—(1) A person who apart from this regulation would, by virtue of paragraph 2 of Schedule 1 to the Education Act 1962, fall to be treated for the purposes of section 1 of that Act as not being ordinarily resident in any area shall for those purposes be treated as being so resident—

(*a*) in the area in which he was resident on the relevant day;

(*b*) if he was not resident in the area of any authority on the relevant day but at any time during the two years preceding that day would have fallen to be treated as belonging to an area for the purposes of section 7 of the Education (Miscellaneous Provisions) Act 1953**(h)**, in the last such area;

(a) 1962 c. 12. **(b)** 1975 c. 2. **(c)** 1976 c. 81.
(d) S.I. 1964/490 (1964 I, p. 800).
(e) S.I. 1975/1207, 1225, 1697, 1976/1087 (1975 II, pp. 4142, 4213; III, p. 5810; 1976 II, p. 2896).
(f) 1889 c. 63. **(g)** S.I. 1975/1207 (1975 II, p. 4142). **(h)** 1953 c. 33.

(*c*) in any other case, in the area in which the establishment is situated.

(2) In this regulation "relevant day" means the last day of the month of October, February or June preceding the beginning of the course according as the course begins in the spring, the summer or the autumn respectively; and "area" means area of an authority."

Given under the Official Seal of the Secretary of State for Education and Science on 22nd March 1977.

(L.S.)

Shirley Williams,
Secretary of State for
Education and Science.

EXPLANATORY NOTE

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

A local education authority has a duty to bestow an award on a student who is treated as belonging to their area for the purposes of section 7 of the Education (Miscellaneous Provisions) Act 1953 in respect of his attendance at a course designated under section 1 of the Education Act 1962 (which applies to first degree courses and courses for the initial training of teachers, the Diploma of Higher Education and the Higher National Diploma). These Regulations make provision for determining which authority is to have the duty of bestowing an award on a student who does not belong to the area of any authority for the purposes of the 1953 Act.

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