The Local Education Authorities (Recoupment) Amending Regulations, 1950

1950 No. 651

Made - - - -	*20th April*, 1950
Laid before Parliament	*24th April*, 1950
Coming into Operation	*25th April*, 1950

The Minister of Education in exercise of the powers conferred on him by Section 6 of the Education (Miscellaneous Provisions) Act, 1948(a), hereby makes the following Regulations:—

1. These Regulations may be cited as the Local Education Authorities (Recoupment) Amending Regulations, 1950, and shall come into operation on the 25th day of April, 1950, and shall extend to any provision for primary or secondary education made before that date in so far as the cost of the provision is attributable to any period after the 31st August, 1949.

2. The existing Regulations hereby amended are the Local Education Authorities (Recoupment) Regulations, 1949(b).

3. Regulation 4 of the existing Regulations, which prescribes categories of pupils who shall be treated as belonging to the area of a particular Local Education Authority, shall have effect with the substitution of the following paragraph for paragraph (3):—

"(3) A pupil, not falling into any of the categories covered by Regulation 5 of these Regulations, who is educated boarded and lodged at a boarding school, and as respects whose education board and lodging an Authority is wholly or partly responsible for meeting the cost, shall be treated as belonging to the area of that Authority while he continues as a boarder in that school:

Provided that the foregoing provisions of this paragraph shall apply to a handicapped pupil, as defined by Regulation 1 (a) of the Handicapped Pupils and School Health Service Regulations, 1945(c), only if and so long as—

(a) the pupil is required to reside in the boarding school both during terms and holidays; and

(b) there remains ordinarily resident in the area of that Authority a person with whom the pupil would habitually reside during holidays but for the fact that he is residing in school during those periods."

4. Regulation 5 of the existing Regulations, which prescribes categories of pupils to be included among the categories of pupils treated as not belonging to the area of any Authority, shall have effect with the substitution of the following paragraph for paragraph (*a*):—

"(*a*) pupils whose parents are ordinarily resident for the time being outside England and Wales, or whose parents, though resident for the time being in England or Wales, were formerly resident in, and may be expected to return as soon as possible to, Gibraltar or **Malta**."

Given under the Official Seal of the Minister of Education this 20th day of April, 1950.

(L.S.)

Geo. Tomlinson,
Minister of Education.

(a) 11 & 12 Geo. 6. c. 40. (b) S.I. 1949 (No. 318) I, p. 1502.
(c) S.R. & O. 1945 (No. 1076) I, p. 316.

EXPLANATORY NOTE

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

These amending regulations (*a*) make a Local Education Authority which sends a pupil to a boarding school (other than a handicapped pupil) responsible for meeting the charge for that pupil's education so long as he remains at that school, and (*b*) provide that the children of Maltese parents (e.g., Maltese airmen) resident for the time being in this country shall be treated as children not belonging to the area of any Authority.

The Primary and Secondary Schools (Grant Conditions) Amending Regulations No. 9, 1950

1950 No. 423

Made - - - -	23*rd March*, 1950
Laid before Parliament	24*th March*, 1950
Coming into Operation	30*th March*, 1950

The Minister of Education in exercise of the powers conferred upon him by Section 100 of the Education Act, 1944(**a**), hereby makes the following Regulations:—

1. These Regulations may be cited as the Primary and Secondary Schools (Grant Conditions) Amending Regulations No. 9, 1950, and shall come into operation on the thirtieth day of March, 1950.

2. The existing Regulations hereby amended are the Primary and Secondary Schools (Grant Conditions) Regulations, 1945(**b**), as amended by the Primary and Secondary Schools (Grant Conditions) Amending Regulations No. 1, 1946(**c**), No. 2, 1946(**d**), No. 3, 1947(**e**), No. 4, 1947(**f**), No. 5, 1948(**g**), No. 6, 1948(**h**), No. 7, 1948(**i**) and No. 8, 1949(**j**).

3. Paragraph (1) of Regulation 13 and paragraph (1) of Regulation 39 of the existing Regulations, which prescribe the minimum age which pupils in maintained schools and direct-grant grammar schools respectively must attain in order to be entered for an external examination, shall have effect with the addition of the following proviso:—

"Provided that a pupil who obtained a School Certificate in an approved external examination before the year 1950 may be entered for additional subjects in an approved external examination in the year 1950 notwithstanding that he will not attain the age of 16 on or before the 1st December, 1950."

Given under the Official Seal of the Minister of Education this 23rd day of March, 1950.

(L.S.)

Geo. Tomlinson,
Minister of Education.

(a) 7 & 8 Geo. 6. c. 31.
(b) S.R. & O. 1945 (No. 636) I, p. 269.
(c) S.R. & O. 1946 (No. 495) I, p. 407.
(d) S.R. & O. 1946 (No. 1287) I, p. 408.
(e) S.R. & O. 1947 (No. 1371) I, p. 555.
(f) S.R. & O. 1947 (No. 2854) I, p. 556.
(g) S.I. 1948 (No. 374) I, p. 723.
(h) S.I. 1948 (No. 1265) I, p. 724.
(i) S.I. 1948 (No. 1664) I, p. 725.
(j) S.I. 1949 (No. 250) I, p. 1504.