Education Authorities : Parliamentary Grant.

REGULATIONS, DATED 9TH DECEMBER, 1935, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, UNDER SECTIONS 75, 76 AND 77 OF THE EDUCATION ACT (NORTHERN IRELAND), 1923, AS AMENDED BY THE EDUCATION ACT (NORTHERN IRELAND), 1930, WITH THE APPROVAL OF THE MINISTRY OF FINANCE, NORTHERN IRELAND, AND PRESENTED TO BOTH HOUSES OF PARLIAMENT IN TERMS OF SECTION 99 (2) OF THE FORMER ACT.

1935. No. 141.

In accordance with the provisions of Sections 75, 76, and 77 of the Education Act (Northern Ireland), 1923 (hereinafter called "the Act"), as amended by the Education Act (Northern Ireland), 1930, the Ministry of Education for Northern Ireland (hereinafter called "the Ministry"), with the approval of the Ministry of Finance for Northern Ireland, hereby makes the following Regulations :—

1. The date on or before which each Education Authority shall in each local financial year submit to the Ministry a financial scheme (herein referred to as "the Scheme") in a form prescribed by the Ministry shall, except in the case of an Education Authority being the council of a county borough, be the 1st day of October in each year, but in the case of an Education Authority being the council of a county borough, shall be the 15th day of January in each year, and the scheme shall show the amount of the estimated expenditure and receipts of the Education Authority during the next ensuing financial year beginning 1st April; save that in exceptional circumstances the submission of a scheme may, with the special consent of the Ministry, be deferred to such later date as the Ministry may determine in each particular case.

2. Each scheme shall contain information sufficient to enable the Ministry to determine the full scope and nature of the services which the education authority proposes to undertake and the amount of expenditure involved.

3. The grant payable to an Education Authority under these Regulations in respect of an approved financial scheme shall, for the local financial year ending 31st March, 1937, be such proportion of the expenditure incurred thereunder as is represented by two-thirds of the amount of the said expenditure remaining after deducting therefrom the following :—

(a) Grants received from the Ministry under other regulations of the Ministry or from any other Department of the Government of Northern Ireland except :

(i) grants received under the provisions of the Local Government (Rating and Finance) Act (Northern

Ireland), 1929, as amended by any subsequent enactment and

(ii) grants received towards expenditure which was approved on the condition that it should not rank for the grant under these Regulations.

(*b*) (1) Income from school fees received from pupils of technical schools, provided and transferred preparatory, intermediate and secondary schools, and provided public elementary schools.
(2) Income from school fees received from pupils of transferred public elementary schools, except in so far as that income shall be applied, in accordance with Article (2) (*b*) of the School Fees Compensation (Education Authorities) Regulations, 1926, in reduction of the amount upon which the grant from the Ministry under those regulations is calculated.

(*c*) Income from Endowments or other public funds applicable to expenditure under approved schemes.

(*d*) Income from any other source held by the Ministry to be income which ought to be applied to educational purposes.

(*e*) Payments in respect of courses conducted under the provisions of the Unemployment Act (Northern Ireland), 1934.

(*f*) Payments made under an approval given by the Ministry or by any other Department of the Government of Northern Ireland on the condition that they should not rank for the purposes of the grant under these Regulations.

(*g*) Contributions payable by the Education Authority under any scheme or schemes for the superannuation of teachers framed under Section 70 of the Act.

Provided that—

(i) The maximum grant payable by the Ministry shall not in any case exceed an amount equal to two-thirds of the sum that would be realisable by a rate of 1/– in the pound on the entire net annual value of the hereditaments as shown in the valuation lists for the year ending 31st March, 1936, in the area of the Education Authority to which the grant is payable.

(ii) Payments made in respect of capital expenditure incurred on works or equipment, whether such payments are made by way of interest on, or repayment of, loans obtained to meet such expenditure or otherwise, shall not rank as part of the expenditure under the approved financial scheme of

an Education Authority unless the expenditure on such works or equipment was incurred under the lowest tender received therefor by the Education Authority, or unless the Ministry in any case authorises such capital expenditure to be incurred otherwise than as aforesaid. This proviso, however, shall not apply to payments made in respect of capital expenditure incurred under contracts entered into by Education Authorities prior to 1st December, 1927.

(iii) Where an Education Authority by reason of its own default in any year has not obtained any grant or aid which in the absence of such default would have been received by the Education Authority, then and in every such case such grants or aids shall, for the purpose of calculating the grant payable under these regulations, be brought into consideration and deducted from the approved expenditure as if they had actually been obtained by the Education Authority.

(iv) Where payment of grants received from the Ministry or from any other Department of the Government of Northern Ireland has been postponed from one financial year to another, the Ministry shall make such adjustments as may seem to it proper.

4. For the purpose of these regulations the expression "education authority" includes the Council of an urban county district which is making separate provision by virtue of the provisions of Part IV of the Act for technical instruction in that district in accordance with a financial scheme approved by the Ministry.

5. The grants payable under Regulation (3) shall be paid by the Ministry in such portions and at such times as the Ministry may think proper.

6. These Regulations shall only apply to grants payable in respect of the financial year ending 31st March, 1937.

7. In the case of doubt or dispute as to the meaning and effect of any of these Regulations, the decision of the Ministry thereon shall be final.

8. These Regulations may be cited as the Parliamentary Grant (Education Authorities) Regulations, 1936-37.

Given under the Seal of the Ministry of Education for Northern Ireland this 9th day of December, 1935.

(L.S.) *A. N. Bonaparte Wyse,*
Secretary.