EXPLANATORY NOTE

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

These regulations replace the existing regulations, contained in Parts III, V and VI of the School Health Service and Handicapped Pupils Regulations, 1953, which define the categories of pupils requiring special educational treatment, and prescribe the requirements to be observed in respect of special schools. No alteration of any substance has been made in the regulations.

1959 No. 409

The Provision of Milk and Meals Amending Regulations, 1959

Made - - - -	11*th March*, 1959
Laid before Parliament	19*th March*, 1959
Coming into Operation	1*st April*, 1959

The Minister of Education, in exercise of the powers conferred upon him by section 49 of the Education Act, 1944(a), hereby makes the following regulations:—

1. These regulations may be cited as the Provision of Milk and Meals Amending Regulations, 1959, and shall come into operation on the first day of April, 1959.

2. The Interpretation Act, 1889(b), shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

3. In regulation 1 of the Provision of Milk and Meals Regulations, 1945(c), the definition " dinners " shall be omitted.

4. The Provision of Milk and Meals Amending Regulations, 1956(d), are hereby revoked, and there shall be substituted for regulations 7, 8, 9 and 10 of the Provision of Milk and Meals Regulations, 1945 (as contained in the revoked regulations) the following regulations:—

" **7.**—(1) On every day on which a school maintained by an authority is open for instruction, except Saturday and Sunday, the authority shall provide milk to drink in such quantities as may reasonably be expected to be required to enable day pupils attending the school on that day, and wishing to take it regularly, to have one-third of a pint each, except that in a special school two-thirds of a pint may be provided for a delicate pupil (as defined in regulation 4 of the Handicapped Pupils and Special Schools Regulations, 1959(e)).

(2) The sources and quality of the milk (which shall so far as possible be pasteurized, or failing that tuberculin-tested) shall be approved by the medical officer of health for the county or county borough concerned after consultation with the medical officer of health for any county district concerned, and if the school medical officer is a person other than either of the two officers first mentioned, with that officer.

(3) If the Minister is satisfied that milk cannot be provided in accordance with the requirements of the medical officer of health, or cannot be so provided at a reasonable cost, he may approve the substitution of an equivalent quantity of full-cream dried milk suitably prepared for drinking or of milk in the form of milk tablets.

(a) 7 & 8 Geo. 6. c. 31. (b) 52 & 53 Vict. c. 63.
(c) S.R. & O. 1945/698 (Rev. VI, p. 380: 1945 I, p. 336). (d) S.I. 1956/1320 (1956 I, p. 710).
(e) S.I. 1959/365 (Pt. I, p. 1024, of this vol.).

(4) Milk (including milk tablets) provided under this regulation shall be free.

8.—(1) On every day on which a school maintained by an authority is open for instruction the authority shall provide mid-day dinners for day pupils attending the school, and the authority may, in accordance with approved arrangements, provide such dinners on other days.

(2) Dinners shall be adequate in quantity and quality so as to be suitable for the main meal of the day, well prepared and cooked, and served decently and in good condition.

(3) The dietary shall be varied and planned so as to be appropriate to the nutritional needs of the pupils; and records shall be kept of the amounts of the ingredients used.

(4) An authority may require the parents of day pupils at special schools to pay such charges for dinners as it shall fix, and the parents of day pupils at other schools shall be charged for dinners at an approved rate:

Provided that a parent who is unable without financial hardship to pay any charge imposed shall be entitled to remission of it in whole or in part, in accordance with approved arrangements.

9. An authority shall make such additional arrangements for the provision of milk, meals (other than mid-day dinners) and other refreshments for day pupils attending schools maintained by it as are in its opinion required to meet the needs of those pupils, and such arrangements as may be appropriate for the payment by parents of charges therefor, and the remission of charges in cases of hardship.

10. If the Minister is satisfied that at any special school an adequate and balanced diet is otherwise provided, or that at any school the circumstances are such as to make it unnecessary or impracticable for an authority to provide milk under regulation 7 or dinners under regulation 8, and that the authority should therefore be granted exemption from the requirements of either or both of those regulations in respect of the school, he may grant such exemption accordingly."

Given under the Official Seal of the Minister of Education this 11th day of March, 1959.

(L.S.)

Geoffrey Lloyd,
Minister of Education.

EXPLANATORY NOTE

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

These regulations re-enact with modifications the existing regulations prescribing the milk, meals and other refreshments to be supplied by local education authorities to day pupils in maintained schools. By reason of the modifications made the arrangements regarding the supply of additional milk, and of meals and refreshments other than mid-day dinners, will be left to the discretion of the authorities.