EXPLANATORY NOTE

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

These Regulations are made under Section 5 of the Education (Miscellaneous Provisions) Act, 1948, which consolidates and amends the provisions of the Education Acts of 1944 and 1946 with regard to the provision of clothing. The Regulations prescribe the conditions in which a right of property or a right of user only in the clothing provided shall be conferred and the circumstances in which Local Education Authorities shall or shall not, or may at their discretion, require parents to pay according to their means a sum not exceeding the cost to the Authority of providing the clothing.

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5. PUPILS' REGISTRATION

The Pupils' Registration Regulations, 1948

1948 No. 2097

Made - - - -	*14th September*, 1948
Laid before Parliament	*15th September*, 1948
Coming into Operation	*1st October*, 1948

The Minister of Education in exercise of the powers conferred upon him by Section 80 of the Education Act, 1944(**a**), as amended by Section 4 of the Education (Miscellaneous Provisions) Act, 1948(**b**), hereby makes the following Regulations:—

Short Title

1. These Regulations may be cited as the Pupils' Registration Regulations, 1948, and shall come into operation on the first day of October, 1948.

Interpretation

2.—(1) In these Regulations unless the context otherwise requires:—

(*a*) " The Act " means the Education Act, 1944, as amended by any later enactment;

" Authority " means Local Education Authority;

" Minister " means Minister of Education;

(*b*) other expressions which have meanings assigned to them by the Act shall have the same respective meanings for the purposes of these Regulations.

(2) The Interpretation Act, 1889(**c**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Registers to be kept by Proprietors

3.—(1) The proprietor of every school shall cause to be kept:—

(*a*) an Admission Register; and

(*b*) except in the case of an independent school of which all the pupils are boarders, an Attendance Register.

(**a**) 7 & 8 Geo. 6. c. 31. (**b**) 11 & 12 Geo. 6. c. 40.
(**c**) 52 & 53 Vict. c. 63.

(2) The Admission Register shall contain an index in alphabetical order of all the pupils at the school and shall also contain the following particulars in respect of every such pupil:—

(*a*) Name in full;
(*b*) Sex;
(*c*) Name and address of parent;
(*d*) Day, month and year of birth;
(*e*) Day, month and year of admission or re-admission;
(*f*) Name and address of the school last attended, if any.

(3) In the case of every school which includes boarding pupils a statement as to whether each pupil of compulsory school age is a boarder or a day pupil shall be added to the particulars specified in paragraph (2) of this Regulation.

(4) There shall be recorded in the Attendance Register at the commencement of each morning and afternoon session the presence or absence of every pupil whose name is entered in and not deleted from the Admission Register.

Deletions from Admission Register

4. The following grounds are hereby prescribed as those on which the name of a pupil is to be deleted from the Admission Register, that is to say—

(*a*) if the pupil is of compulsory school age, any of the following grounds:—

(i) where the pupil is registered at the school in accordance with the requirements of a School Attendance Order, that another school is substituted for that named in the Order or the Order is revoked on the ground that arrangements have been made for the child to receive efficient full-time education suitable to his age, ability, and aptitude otherwise than at school;

(ii) in a case not falling within sub-paragraph (i) of this paragraph, that he has been registered as a pupil of another school;

(iii) in a case not falling within sub-paragraph (i) of this paragraph, that he has ceased to attend the school at which he is registered and his parent has satisfied the Authority that he is receiving efficient full-time education suitable to his age, ability and aptitude otherwise than by attendance at school;

(iv) except in the case of a boarder, that his ordinary residence has been transferred to a place whence the school at which he is registered is not accessible with reasonable facility;

(v) that he is certified by the School Medical Officer as unlikely to be in a fit state of health to attend school before becoming legally exempt from the obligation so to attend;

(vi) that he has been continuously absent from school for a period of not less than four weeks and the proprietor of the school has failed, after reasonable enquiry, to obtain information of the cause of absence;

(vii) that the proprietor has ascertained that the pupil has died;

(viii) that he will cease to be of compulsory school age before the school next meets and intends to discontinue in attendance thereat; or

(ix) in the case of a boarder, that he has ceased to be a pupil of the school:

provided that in a case not covered by sub-paragraph (i) of this paragraph, the name of a child who has under arrangements made by an Authority become a registered pupil at a special school shall not be

removed from the Admission Register of that school without the consent of that Authority or, if that Authority refuse to give consent, without a direction of the Minister; or

(*b*) if he is not of compulsory school age, on any of the following grounds:—

(i) that he has ceased to attend the school or, in the case of a boarder, that he has ceased to be a pupil of the school;

(ii) that he has been continuously absent from school for a period of not less than four weeks and the proprietor of the school has failed, after reasonable enquiry, to obtain information of the cause of absence; or

(iii) that the proprietor has ascertained that the pupil has died.

Inspection of Registers

5. The Admission Register and Attendance Register of every school shall be available for inspection during school hours by Inspectors appointed by His Majesty and by persons authorised by the Minister under Section 77 (2) of the Act.

Provided that in the case of every school maintained by an Authority the said Registers shall also be open to inspection by officers authorised by the Authority for that purpose.

Extracts from Registers

6. The persons authorised by the last foregoing Regulation to inspect the Admission Register and Attendance Register of any school shall be permitted to make extracts therefrom for the purposes of the Act.

Returns

7. The proprietor of every school shall make to the Authority for the area to which the pupil in question belongs, at such intervals as may be agreed between the proprietor and the Authority, or as may be determined by the Minister in default of agreement, a return giving the full name and address of every registered pupil of compulsory school age not being a boarder who fails to attend the school regularly or who has been absent from the school for a continuous period of not less than two weeks and specifying the cause of absence, if known to the proprietor.

Provided that this Regulation shall not have effect with respect to any absence from the school due to sickness of the pupil in respect of which a Medical Certificate has been furnished to the Headmaster.

Method of making Entries

8. Every entry in an Admission Register or Attendance Register shall be written in ink and any correction shall be made in such a manner that the original entry and the correction are both clearly distinguishable.

Preservation of Registers

9. Every entry in an Admission Register or Attendance Register shall be preserved for a period of three years after the date on which it was last used.

Revocation

10. The Regulations for the Registration of Pupils at Schools, 1945(**a**), are hereby revoked.

Given under the Official Seal of the Minister of Education this fourteenth day of September, 1948.

Geo. Tomlinson,
Minister of Education.

(**a**) S.R. & O. 1945 (No. 439) I, p. 332.

EXPLANATORY NOTE

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

These Regulations are made under Section 80 of the Education Act, 1944, as amended by Section 4 of the Education Act, 1948, and replace the Registration of Pupils at Schools Regulations, 1945, made under Section 80 of the Act of 1944.

The principal changes are (i) the omission of the requirement of forms of application by parents for the admission or withdrawal of pupils; (ii) the inclusion of specified grounds which must be satisfied before the name of a pupil is removed from the registers; (iii) the extension of the Regulations to all pupils in the school irrespective of age; and (iv) the application of the Regulations for the first time to pupils of independent schools.

The purpose of the changes is to assist in securing observance of the law of school attendance.

The Pupils' Registration Amending Regulations, 1948

1948 No. 2708

Made - - - -	*14th December,* 1948
Laid before Parliament	*15th December,* 1948
Coming into Operation	*16th December,* 1948

The Minister of Education in exercise of the powers conferred upon him by Section 80 of the Education Act, 1944(**a**), as amended by Section 4 of the Education (Miscellaneous Provisions) Act, 1948(**b**), hereby makes the following Regulations :—

1. These Regulations may be cited as the Pupils' Registration Amending Regulations, 1948, and shall come into operation on the sixteenth day of December, 1948.

2. Regulation 3 (4) of the Pupils' Registration Regulations, 1948(**c**), which provides for the recording in the Attendance Registers of certain schools of the presence or absence of pupils, shall have effect with the addition of the following proviso :—

" Provided that it shall not be necessary to record in the Attendance Register the presence or absence of any pupil who is a boarder in an independent school ".

Given under the Official Seal of the Minister of Education this 14th day of December, 1948.

(L.S.)

Geo. Tomlinson,
Minister of Education.

EXPLANATORY NOTE

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

This is a drafting amendment to make it clear that an independent boarding school which may contain one or two day pupils is not thereby required to keep Attendance Registers for the boarders as well as for the day pupils.

(**a**) 7 & 8 Geo. 6. c. 31. (**b**) 11 & 12 Geo. 6. c. 40.
(**c**) S.I. 1948 No. 2097, p. 750 above.