STATUTORY INSTRUMENTS

1967 No. 467

LOCAL GOVERNMENT, ENGLAND AND WALES

The Rate Support Grants (Pooling Arrangements) Regulations 1967

Made- - - -	*22nd March* 1967
Laid before Parliament	*31st March* 1967
Coming into Operation	*1st April* 1967

The Secretary of State for Education and Science, in exercise of the powers conferred upon him by paragraph 13 of Schedule 1 to the Local Government Act 1966(a) hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Rate Support Grants (Pooling Arrangements) Regulations 1967 and shall come into operation on 1st April 1967.

(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.

Ascertainment of expenditure

2.—(1) Every local education authority shall in each year, in relation to expenditure incurred by the authority to which these regulations apply, make to the Secretary of State in such form as he may direct—

(*a*) not later than 21st October an estimate of—

(i) the expenditure incurred for the previous financial year;

(ii) the expenditure likely to be incurred for the current financial year;

(iii) the expenditure likely to be incurred for the ensuing financial year; and

(*b*) as soon as practicable after the authority's accounts have been audited, an account of the expenditure incurred for the year to which the audit relates.

(2) These regulations do not apply to any capital expenditure from revenue exceeding £10,000 in respect of any one college or other institution for the training of teachers or any one establishment of further education, but subject thereto apply to the following:—

(*a*) expenditure incurred in establishing, maintaining or assisting colleges or other institutions for the training of teachers or in providing or assisting the provision of other facilities specified in directions under section 62 of the Education Act 1944(c);

(a) 1966 c. 42. (b) 1889 c. 63. (c) 1944 c. 31.

(*b*) (i) grants made in accordance with arrangements approved by the Secretary of State under section 2(3) of the Education Act 1962(a);

(ii) salaries, employers' superannuation and national insurance contributions of seconded teachers taking full-time courses of training approved by the Secretary of State for the purposes of the regulations for the time being in force relating to the training of teachers;

(*c*) expenditure incurred in the provision and in assisting the provision in establishments of further education of:—

(i) any course to which regulation 10(2)(*a*), (*b*) and (*c*) of the Further Education (Local Education Authorities) Regulations 1959(b) as amended (c) applies;

(ii) such facilities in connection with any such course as the Secretary of State may direct;

(iii) facilities for research;

(*d*) expenditure incurred in the making of provision for primary, secondary or further education of pupils not belonging to the area of any local education authority;

(*e*) any expenditure to which paragraph 13 of Schedule 1 to the Local Government Act 1966 for the time being applies by virtue of regulations made by the Secretary of State under sub-paragraph (5)(*a*)(iv) of that paragraph.

Apportionment of expenditure

3.—(1) The expenditure to which these regulations apply shall be so apportioned among local authorities that each authority's share of the whole of the expenditure to which regulation 2(2)(*a*), (*b*), (*d*) and (*e*) applies and of one-half the expenditure to which regulation 2(2)(*c*) applies shall be in the ratio in which in the relevant financial year the school population of the authority stands to the aggregate of the school populations of all authorities; and each authority's share of the other half of the expenditure to which regulation 2(2)(*c*) applies shall be in the ratio in which in that year the rateable value of the area of the authority stands to the aggregate of the rateable values of the areas of all authorities.

(2) The school population of an authority shall be treated as the aggregate of the numbers of—

(*a*) pupils belonging to the area of the authority whose names are on the register of a school maintained or assisted by any authority or who receive education otherwise than at school in accordance with arrangements made under section 56 of the Education Act 1944;

(*b*) pupils not belonging to the area of any authority whose names are on the register of a school maintained or assisted by the authority; and

(*c*) pupils at other schools the fees for whose education are paid by the authority.

(a) 1962 c. 12. (b) S.I. 1959/393 (1959 I, p. 1577).

(c) The relevant amending instruments are S.I. 1961/1582, 1964/490, 1966/1432 (1961 II, p. 3245; 1964 I, p. 800; 1966 III, p. 3789).

(3) The rateable value of the area of an authority shall be treated as the difference between—

(*a*) the aggregate of the rateable values as ascertained in the relevant financial year for the purposes of paragraph 2(2)(*b*) of Schedule 5 to the General Rate Act 1967(a) of the areas of rating authorities within the area of the authority; and

(*b*) the aggregate, as certified by the valuation officer, of the rateable values in that year of the dwelling houses within the meaning of that Act in those areas.

Adjustment of needs element

4. The needs element payable to each authority for any year shall be increased or decreased by the amount by which the expenditure of the authority for that year respectively exceeds or falls short of the share attributable to that authority for that year by virtue of regulation 3.

Certificates of needs element

5.—(1) The Secretary of State shall in each year certify to the Minister of Housing and Local Government—

(*a*) not later than 31st December, the estimated amount of the increases and decreases of the needs element which ought to be made for—

(i) the preceding financial year;

(ii) the current financial year;

(iii) the ensuing financial year; and

(*b*) as soon as practicable after he has received the audited accounts of each local education authority, the actual amount of those increases and decreases.

(2) In making any estimate for the purposes of sub-paragraph (*a*) above the Secretary of State may modify any estimate submitted by an authority under regulation 2(1)(*a*) if, after consulting the authority, he is satisfied that, in respect of any class of expenditure, the expenditure likely to be incurred by the authority is substantially more or less than the amount shown in the estimate.

Given under the Official Seal of the Secretary of State for Education and Science on 22nd March 1967.

(L.S.)

Anthony Crosland,
Secretary of State
for Education and Science.

(a) 1967 c. 9.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide for the pooling, for the purposes of rate support grants paid under the Local Government Act 1966, of expenditure incurred by local education authorities on teacher training, advanced further education, the education of pupils who do not belong to the area of any authority and the provision of education by special methods for persons suffering from disability.