The Regional Advisory Council (Technical Education in the Highlands and Islands) Order, 1948

1948 No. 571 (S. 37)

Made - - - - 22*nd March*, 1948
Coming into Operation 1*st April*, 1948

In the exercise ot the powers conferred upon me by subsection (3) of section 68 of the Education (Scotland) Act, 1946(a), and of all other powers enabling me in that behalf, I hereby make the following Order:—

Establishment of Council.

1. A regional advisory council shall be and is hereby established by name of "The Highlands and Islands Regional Advisory Council for Technical Education" for the region comprising, subject to the provisions of paragraph 4 of this Order, the education areas set forth in the First Schedule annexed hereto. It shall be the function of the Council to advise the education authorities and other managers of schools and educational establishments in the region as to the development of technical education for persons who have left school and are engaged in or are preparing to engage in industry and commerce.

Membership.

2.—(1) The Council shall, subject to the provisions of paragraph 4 of this Order, be composed as set forth in column 2 of the Second Schedule annexed hereto. Each member shall be appointed by the Secretary of State on the nomination of or after consultation, as the case may be, with the body, if any, named in column 3 of the said Schedule opposite to the description of the said member. The Secretary of State may, if he thinks fit, appoint not more than six additional members.

(2) The Chairman of the Council shall be appointed by the Secretary of State from among the members of the Council.

(3) Notwithstanding anything in sub-paragraph (1) of this paragraph, the Secretary of State may appoint one person to fill more than one place on the Council, provided that—

(i) the person to be appointed is qualified, as set forth in the second column of the said Schedule, to fill each of the places to be so filled;

(ii) the said person has been duly nominated by any body entitled to nominate to a place to be so filled; and

(iii) any body entitled to be consulted before an appointment is made to any place to be so filled has been consulted about the proposed method of filling the place.

(4) Each member shall hold office for such period as the Secretary of State may prescribe when appointing the member, provided that—

(i) any member shall be entitled to resign before the end of his period of office;

(ii) any member shall be deemed to have resigned if he becomes bankrupt or incapacitated from acting or if he is absent, except for some reason approved by the Secretary of State, from all meetings, being meetings of the Council or of any committee or

(a) 9 & 10 Geo. 6. c. 72.

sub-committee thereof of which he is a member, for a period of six months or for a period during which three such meetings are held, whichever is the longer;

(iii) where membership of a body is a condition of appointment to a place on the Council, any member of the Council filling such a place whose period of membership of the said body comes to an end shall continue as a member of the Council only until the election or appointment of a person to fill the vacancy on the said body has been made, and he shall then be deemed to have resigned from the Council, unless he is himself elected or appointed to fill the said vacancy;

(iv) where the holding of a particular office is a condition of appointment to a place on the Council, the member of the Council filling the said place shall, on ceasing to hold the said office, be deemed to have resigned from the Council;

(v) the Secretary of State may extend the period of office of the members to enable the Council to complete any work upon which the Council may be engaged.

(5) As soon after the date of this Order as may be and as often thereafter as the periods of office of the members have expired the Secretary of State shall appoint persons to be members of the Council, and he may, subject to the foregoing provisions of this paragraph, reappoint former members of the Council.

Substitute members.

3.—(1) The Secretary of State may appoint a substitute for any member of the Council, and the said member may arrange for the substitute to represent him at any meeting of the Council or of a committee or sub-committee thereof at which he is not present. A member so represented shall, for the purposes of sub-paragraph (4) (ii) of the last foregoing paragraph, be deemed not to be absent from the said meeting. No person shall be appointed as a substitute member unless he holds the same qualification for membership as the member for whom he is a substitute, or is a member of the staff of the body from membership of which the said member derives his qualification, or, if the member derives his qualification from holding an office, is a member of the staff of the holder of the said office.

(2) The provisions of the last foregoing paragraph shall, with the exception of the proviso regarding absence from meetings and with any other necessary modifications, apply to the appointment and resignation of substitute members as they apply to the appointment and resignation of members of the Council.

(3) Copies of all papers issued to a member of the Council shall also, unless the chairman otherwise directs, be issued to his substitute member. A substitute member attending a meeting of the Council or of a committee or sub-committee shall have the same powers and duties as the member he is representing.

Additional functions and members.

4. The Secretary of State, after consultation with the Council and with such other persons as he thinks fit, may

(*a*) (i) include in the region of the Council for any purpose the whole or part of any education area in addition to those set forth in the First Schedule;

(ii) and exclude from the region of the Council for any purpose the whole or part of any education area set forth in the First Schedule;

(*b*) authorise the Council to advise the managers of any school or other educational establishment not comprised in the region as to the development of technical education or any branch thereof for persons

who have left school and are engaged in or are preparing to engage in industry or commerce; and

(*c*) make such consequential appointments of additional members to the Council as may seem to him necessary.

Committees.

5.—(1) The Council may appoint committees, and may remit to any such committee to inquire into and report to the Council upon any matter upon which the Council are engaged.

(2) The membership of a committee shall not exceed twenty. The Council may appoint as members of a committee members of the Council, and other persons who, in their opinion, possess special knowledge or experience likely to be of value to the committee.

(3) A committee may appoint such sub-committees of their own number as they think fit.

Staff and accommodation.

6.—(1) The Council may appoint a secretary and such other officers and staff as they consider necessary, subject to the approval of the Secretary of State as to numbers and remuneration.

(2) The Council may, with the approval of the Secretary of State, provide themselves with the necessary office accommodation and equipment.

Business arrangements.

7.—(1) The quorum of the Council shall be one-third of the total number of members for the time being.

(2) The Council when appointing a committee and a committee when appointing a sub-committee shall respectively fix the quorum of the committee or the sub-committee.

(3) No vacancy in the membership of the Council shall prevent the Council from exercising their functions under this Order, nor shall any proceeding of the Council or of any committee or sub-committee be invalidated by reason of any such vacancy, provided that the number of members entitled to act is not less than fifteen.

(4) The Council shall be entitled to pay allowances at rates approved by the Secretary of State in respect of travelling and other personal expenses necessarily incurred and time necessarily lost from ordinary employment by members, substitute members and members of committees in attending meetings of the Council, or of its committees or sub-committees or in discharging other duties on behalf of the Council with the approval of the Secretary of State. The Council may pay similar allowances to witnesses appearing before the Council, a committee or sub-committee.

(5) The Council may make standing orders relative to the conduct of their business, so however that no such order shall be inconsistent with anything in this Order.

Assessors.

8. The Secretary of State may appoint as assessors to the Council or to any committee thereof such officers of Government Departments as he thinks fit.

Citation and commencement.

9.—(1) This Order may be cited as the Regional Advisory Council (Technical Education in the Highlands and Islands) Order, 1948.

(2) This Order shall come into operation on the 1st day of April, 1948.

St. Andrew's House,
Edinburgh.
22nd March, 1948.

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

SCHEDULES

FIRST SCHEDULE

EDUCATION AREAS INCLUDED IN THE REGION

County of Caithness
County of Inverness
County of Orkney
County of Ross and Cromarty
County of Sutherland
County of Zetland

SECOND SCHEDULE

COMPOSITION OF THE COUNCIL

Serial No. 1.	Membership 2.	Conditions of Appointment 3.
1	One member of the Education Committee of the Education Authority for each education area in the region.	Nominations by the respective Education Committees.
2	The Director of Education for each education area in the region.	
3	One Governor or an official of the North of Scotland College of Agriculture.	Consultation with the Governors.
4	One member of the Aberdeen Provincial Committee for the Training of Teachers or the Director of Studies of Aberdeen Training Centre.	Consultation with the Provincial Committee.
5	Headmaster of a Secondary School in the region.	Consultation with the Educational Institute of Scotland and the Association of Headmasters of Senior Secondary Schools.
6	Headmaster of a Continuation Class Centre in the region.	Consultation with the Educational Institute of Scotland.
7	Two representatives of employers in Industry and Commerce in the region.	Consultation with organisations appearing to the Secretary of State to represent employers.
8	Two representatives of employees in Industry and Commerce in the region.	Consultation with organisations appearing to the Secretary of State to represent employees.