(*b*) pupils resident for the time being in England or Wales by virtue of their having entered England or Wales with members of a Visiting Force ;

(*c*) pupils resident for the time being in hostels or camps for aliens in England or Wales ; and

(*d*) pupils resident in charitable institutions or boarded out by such institutions:

Provided that a pupil shall only be treated as resident in a charitable institution if he is boarded and lodged therein during both terms and holidays.

(2) A pupil who is provided by an Authority with full-time further education and who at the time he ceased to receive secondary education had been treated, under Section 6 of the Act of 1948, or the Regulations(a) made thereunder, as not belonging to the area of any Authority shall continue to be so treated.

(3) Notwithstanding any other provision in these Regulations, a pupil who resides as a patient in a hospital and who receives further education therein, shall be treated as not belonging to the area of any Authority.

(4) A pupil who by virtue of these Regulations, or of Section 7 (4) (*b*) of the Act of 1953, has been treated as not belonging to the area of any Authority shall continue to be so treated while he is provided by an Authority with full-time further education.

Given under the Official Seal of the Minister of Education this 21st day of June, 1954.

(L.S.)

Florence Horsbrugh,
Minister of Education.

EXPLANATORY NOTE

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

These Regulations prescribe conditions governing the recoupment to local education authorities in accordance with the provisions of Section 7 of the Education (Miscellaneous Provisions) Act, 1953, of the cost of providing further education for students not belonging to their area, and specify categories of students to be treated as students not belonging to the area of any authority.

1954 No. 361

The Schools Grant Amending Regulations No. 5, 1954

Made - - - -	*22nd March,* 1954
Laid before Parliament	*23rd March,* 1954
Coming into Operation	*1st April,* 1954

The Minister of Education in exercise of the powers conferred upon her by Section 100 of the Education Act, 1944(b), hereby makes the following Regulations:—

1. These Regulations may be cited as the Schools Grant Amending Regulations No. 5, 1954, and shall come into operation on the 1st day of April, 1954.

(a) S.I. 1953/507 (1953 I, p. 606). (b) 7 & 8 Geo. 6. c. 31.

2. The existing Regulations hereby amended are the Schools Grant Regulations, 1951(**a**), as amended by the Schools Grant Amending Regulations No. 1, 1951(**b**), the Schools Grant Amending Regulations No. 2, 1952(**c**), the Schools Grant Amending Regulations No. 3, 1952(**d**), and the Schools Grant Amending Regulations No. 4, 1953(**e**).

3. The following Regulation is hereby substituted for Regulation 47 of the existing Regulations which provides for capitation grant for pupils in any upper school, that is to say, a direct-grant Grammar School or part of such a school which is organised mainly for senior pupils:—

"47.—(1) Subject to the provisions of these Regulations—

(*a*) A capitation grant in respect of each pupil in the upper school will be payable by the Minister for each educational year during which such pupil attends the upper school not being an educational year before that in which his eleventh birthday falls or after that in which his nineteenth birthday falls. The full yearly rate of the capitation grant will be £28:5:–, but that rate will be proportionately reduced for periods of attendance amounting to less than the full number of terms in the educational year.

(b) Additional grant will be payable by the Minister, of such amount as he may from time to time determine, in respect of those pupils, being pupils in respect of whom capitation grant is payable under the last foregoing sub-paragraph, who are recognised by the Minister as undertaking work of an advanced character.

(2) Subject to the provisions of these Regulations, direct grant will be payable for each year and instalments of grant may be paid during each year without prejudice to subsequent adjustments.

(3) If a school is recognised for direct-grant for part only of a year, grant will be reduced as the Minister thinks proper having regard to the length of the period.

(4) If a school ceases to be recognised as a direct-grant school, a direct grant will not exceed the net outstanding liabilities of the school for maintenance at the date from which recognition ceases."

Given under the Official Seal of the Minister of Education this 22nd day of March, 1954.

(L.S.)

Florence Horsbrugh,
Minister of Education.

EXPLANATORY NOTE

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

These amending Regulations empower the Minister of Education to pay to direct-grant Grammar Schools an additional grant for advanced work, by inserting in the Schools Grant Regulations, 1951, reg. 47 (1), the sub-paragraph printed in heavy type.

(**a**) S.I. 1951/1743 (1951 I, p. 529). (**b**) S.I. 1951/1882 (1951 I, p. 545).
(**c**) S.I. 1952/1391 (1952 I, p. 821). (**d**) S.I. 1952/1815 (1952 I, p. 822).
(**e**) S.I. 1953/1393 (1953 I, p. 610).