(2) SUPPLEMENTAL ALLOWANCES

The Supplemental Allowances (Scottish Scholars at English Universities) Regulations, 1949

1949 No. 818 (S. 43)

Made - - - -	*25th April*, 1949
Laid before Parliament	*27th April*, 1949
Coming into Operation	*1st June*, 1949

In the exercise of the powers conferred upon me by paragraph (10) of section 70 of the Education (Scotland) Act, 1946(a), and of all other powers enabling me in that behalf, I hereby make the following Regulations:—

Interpretation.

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

(*a*) "Approved" means approved by the Secretary of State for the purpose of these Regulations;

(*b*) "Approved university award" means a scholarship, exhibition or other award tenable at an English University, made by the appropriate authorities of an English University or of a Scottish University, and approved in the following respects:—

(i) as being awarded on the result of unrestricted competition, or if the competition is not unrestricted, as having conditions of admission and of award which are such as to ensure that a successful candidate is normally of high attainment and promise, and

(ii) as having, save in exceptional circumstances, conditions of tenure requiring the holder to undergo a course leading to an honours degree or a post-graduate degree, and

(iii) as being of a minimum annual value which warrants a supplemental allowance under these Regulations;

(*c*) "English University" includes—

(i) a University in England or Wales,

(ii) a University College in England or Wales in respect of which grants are made by the University Grants Committee,

(iii) in the case of an English University organised on a collegiate basis, a constituent College or other Society recognised by the University, and

(iv) in the case of London University, a College incorporated in the University or a School of the University;

(*d*) "Minister" means a Secretary of State or other Minister or a government department.

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

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

Supplemental Allowances.

2.—(1) The Secretary of State may pay allowances from the Education (Scotland) Fund to or for behoof of persons ordinarily resident in Scotland being persons of high attainment and promise who are holders of approved university awards, for the purpose of enabling the said holders to take advantage, without hardship to themselves or their parents, of the educational facilities available to them at English Universities, provided that no such allowance shall be paid to a holder who began, before the academic year 1946-47, the course at an English University in respect of which the said award was made. An allowance shall, subject to the provisions of paragraphs (3) and (4) of this Regulation, continue to be paid throughout the period of tenure of the approved university award.

(2) The amount of any allowance under this Regulation shall be determined by the Secretary of State and may include—

(*a*) sums in respect of matriculation, tuition and other fees and university charges, and of books and apparatus,

(*b*) sums in respect of travelling expenses to and from the university,

(*c*) sums in respect of the cost of maintenance at the university during normal periods of attendance,

(*d*) sums in respect of expenses involved in attendance, for the purposes of an approved course, at a distance from the university during periods when the holder would normally be in attendance at the university,

(*e*) a sum not exceeding £56 in respect of the cost of maintenance at the university during any additional periods of attendance at the university or at an approved vacation course which is accepted by the appropriate authorities of the university as being connected with the approved course being followed by the holder at the university,

(*f*) a sum not exceeding £25 in respect of the cost of maintenance elsewhere than at the university or at a vacation course approved under the last foregoing subparagraph during vacations, and

(*g*) a sum not exceeding £15 in respect of the cost of travelling incurred through attendance at an organised course elsewhere than in Scotland, England or Wales which is accepted by the appropriate authorities of the university as being connected with the course being followed by the holder at the university.

In fixing the amount of the allowance the Secretary of State shall have regard to the value of the approved university award, to the amount of any other scholarship, bursary or award, to the contribution towards the expenses of attendance at the university, including the cost of travel under sub-paragraph (*g*) of this paragraph, which the holder and his parents can reasonably be expected to make without hardship and to any contribution towards the said expenses made by any relative or other person: Provided that the Secretary of State may disregard the amount of any personal gratuity or disability pension received or receivable by the holder in respect of service in the armed forces of the Crown, or in the merchant navy or mercantile marine, or, in the

(a) 52 & 53 Vict. c. 63.

case of women, in any of the services specified in the First Schedule to the Reinstatement in Civil Employment Act, 1944(a), except in so far as he considers that the said gratuity or pension should be used to defray the cost of maintaining the holder elsewhere than at the university during vacations.

(3) The amount of any allowance may be varied from time to time, or the allowance may be withdrawn, if any change of circumstances occurs which in the opinion of the Secretary of State makes such variation or withdrawal reasonable.

(4) Allowances may be paid in advance by instalments at such intervals and in respect of such periods as the Secretary of State may determine, and, after the first instalment, shall be dependent upon satisfactory attendance, conduct and progress and upon continued tenure of the approved university award.

(5) Applicants for and holders of allowances shall furnish the Secretary of State with such information as he may from time to time require, and shall notify him of any change of circumstances which may affect the amount of the allowance.

(6) The Secretary of State may attach such conditions to the acceptance of an allowance as he considers reasonable, including a condition of residence in an approved college or hostel.

(7) No instalment of an allowance under these Regulations shall be payable to or for behoof of a person who is the holder of a scholarship, bursary or other allowance awarded by an Education Authority under section 43 of the Education (Scotland) Act, 1946, or of an award of a similar character made by a Minister.

Revocation.

3.—(1) The Supplemental Allowances (Scottish Scholars at English Universities) Provisional Regulations, 1947, are hereby revoked.

(2) Any award made under the said Provisional Regulations shall be deemed to have been made under the last foregoing Regulation, and as from the date upon which these Regulations come into operation the provisions of these Regulations shall apply to any such award.

Citation and commencement.

4.—(1) These Regulations may be cited as the Supplemental Allowances (Scottish Scholars at English Universities) Regulations, 1949.

(2) These Regulations shall come into operation on 1st June, 1949.

Given at London, this 25th day of April, 1949.

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

Fielden House,
London, S.W.1.

25th April, 1949.

(a) 7 & 8 Geo. 6. c. 15.

EXPLANATORY NOTE

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

These Regulations enable the Secretary of State to supplement from the Education (Scotland) Fund scholarships, exhibitions and other awards tenable at English Universities by students ordinarily resident in Scotland, to enable them to take advantage without hardship to themselves or their parents of the educational facilities available to them at English Universities.

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3. TEACHERS

[Teachers Superannuation (War Service) (End of Emergency) Order, *see* p. 1529 above.]

(1) *Pensions.*
(2) *Salaries*, p. 1563.
(3) *Training*, p. 1565.

(1) PENSIONS

The Teachers' Pensions (National Service) (Scotland) Rules, 1949

1949 No. 558 (S. 24)

Made - - - -	23*rd March*, 1949
Laid before Parliament	26*th March*, 1949
Coming into Operation	1*st April*, 1949

In the exercise of the powers conferred upon me by section 1 of the Superannuation (Miscellaneous Provisions) Act, 1948(**a**), and with the consent of the Treasury, I hereby make the following Rules :—

Interpretation.

1.—(1) In these Rules, unless the context otherwise requires—

(*a*) " Act of 1946 " means the Education (Scotland) Act, 1946(**b**) ;

(*b*) " estimated salary ", in relation to a teacher on national service, means a salary equal to such annual sum as in the opinion of the Secretary of State the teacher would have received if he had been employed in service ;

(*c*) " former employer " means the person who last employs a teacher in service before the date upon which the teacher enters upon national service ;

(*d*) " period of national service " means any period of service in any of the armed forces of the Crown undertaken by virtue of an enlistment notice or a training notice served under the National Service Act, 1948(**c**), or work or training in pursuance of an order of a tribunal under section 17 of the National Service Act, 1948, (which relates to conscientious objectors), and includes any period immediately following the termination

(**a**) 11 & 12 Geo. 6. c. 33. (**b**) 9 & 10 Geo. 6. c. 72.
(**c**) 11 & 12 Geo. 6. c. 64.