STATUTORY INSTRUMENTS

# 1964 No. 1128

# EDUCATION, ENGLAND AND WALES

## The University and Other Awards Amending Regulations 1964

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| *Made* - - - - | 21*st July* 1964 |
| *Laid before Parliament* | 23*rd July* 1964 |
| *Coming into Operation* | 1*st September* 1964 |

The Secretary of State for Education and Science, in exercise of the powers conferred upon him by section 1 of the Education Act 1962(a), hereby makes the following regulations:—

**1.** These regulations may be cited as the University and Other Awards Amending Regulations 1964, and shall come into operation on 1st September 1964.

**2.**—(1) These regulations amend the University and Other Awards Regulations 1962(b), hereinafter called " the existing regulations ".

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

**3.** Regulation 1 of the existing regulations shall have effect with the insertion after the word " September " in paragraph (2), which relates to definitions, of the words " so, however, that where a course begins in the spring or summer term the period of 12 months shall be deemed to begin on 1st December or 1st March, as the case may be ".

**4.** Regulation 3 of the existing regulations, which relates to educational qualifications, shall have effect with the omission of paragraph (*b*).

**5.** Regulation 5 of the existing regulations, which relates to exceptions from the duty to bestow awards, shall have effect with the following amendments:—

(*a*) the insertion in paragraph (*a*), before the words " course of initial training " of the words " full-time ";

(*b*) the insertion in paragraph (*b*), after the words " would have been so resident had " of the words " he or ".

**6.** Regulation 6 of the existing regulations, which relates to an applicant's change of residence, shall have effect with the substitution of the following paragraph for paragraph (1):—

" (1) An applicant for an award who changes his place of ordinary residence within the period of twelve months before the date on which the course in respect of which the award is sought is due to begin, shall be treated as ordinarily resident in the area of the authority in which he was ordinarily resident—

on 30th June within that period if his course begins in the autumn term,

on 31st October within that period if his course begins in the spring term,

on 28th February within that period if his course begins in the summer term.".

(a) 10 & 11 Eliz. 2. c. 12. (b) S.I. 1962/1689 (1962 II, p. 2087).
(c) 52 & 53 Vict. c. 63.

**7.** Regulation 7 of the existing regulations, which relates to period of awards, shall have effect with the substitution of the following paragraphs for paragraph (2):—

"(2) If the holder of an award is permitted by the academic authorities to transfer, before the commencement of the second year of the course, to another designated course at the same university or establishment of further education, the authority shall continue the award for the period normally required to complete the new course.

(2A) If the holder of an award transfers, before the commencement of the second year of the course, to a designated course at another university or establishment of further education with the consent, given on educational grounds, of the academic authorities of both universities or establishments of further education concerned, the authority shall continue the award for the period normally required to complete the new course.".

**8.** Regulation 9 of the existing regulations, which relates to fees and other dues, shall have effect with the addition at the end of paragraph (*d*) of the words "and graduation".

**9.** Regulation 10 of the existing regulations, which relates to payments for maintenance, shall have effect with the omission from paragraph (*d*) of the words "reading Modern Languages".

**10.** Regulation 11 of the existing regulations, which relates to additional payments, shall have effect with the following amendments:—

(*a*) The substitution of the following sub-paragraph for sub-paragraph (*a*) of paragraph (1):—

"(*a*) where he attends the university or establishment of further education for any period over 30 weeks in a year, or 25 weeks if he is at Oxford University or Cambridge University, then a payment shall be made in respect of the excess period at the rate of £5 a week if he lives away from home or at the rate of £2 a week if he does not;"

(*b*) The insertion in sub-paragraph (*c*) of paragraph (1) after the word "payment" of the words "at the rate" and after the word "home" of the words "and at the rate of".

(*c*) The insertion in sub-paragraph (*d*) of paragraph (1) after the word "payment" of the words "at the rate".

(*d*) The substitution of the following sub-paragraph for sub-paragraph (*e*):—

"(*e*) a payment shall be made to cover any expenditure over £10 a year necessarily incurred by an award holder on travel within the United Kingdom for the purpose of attending his university or establishment of further education or within or outside the United Kingdom for the purpose of attending a course qualifying for payments under paragraph (*d*) of regulation 10 or sub-paragraph (*b*), (*c*) or (*d*) of this paragraph of this regulation.".

(*e*) The omission from sub-paragraph (*a*) of paragraph (2) of the words "if he is within one of the categories described in regulation 15(2), £2 if he is not.".

(*f*) The omission from sub-paragraph (*b*) of paragraph (2) of the words "or otherwise for the purpose of his studies".

**11.** Regulation 12 of the existing regulations, which relates to payments for dependants, shall have effect with the following amendments :—

(*a*) The insertion in paragraph (3), after the word " payments " of the words " other than payments under sub-paragraph (*e*) of the foregoing paragraph ".

(*b*) The substitution in paragraph (4) of the words " the year in which the course begins " for the words " his award is bestowed ".

(*c*) The substitution in sub-paragraph (*a*) of paragraph (4) of the words " for three years preceding that year " for the words " during the three years immediately preceding the year in which the course begins ".

**12.** Regulation 13 of the existing regulations, which relates to older students, shall have effect with the following amendments :—

(*a*) The substitution of the figures " 26 " for the figures " 25 " where they first appear.

(*b*) The substitution of the words " for three years " for the words " during the three years immediately ".

**13.** Regulation 15 of the existing regulations, which relates to reductions in payments, shall have effect with the following amendments:—

(*a*) The substitution in sub-paragraph (*a*) of paragraph (2) of the words " for three years " for the words " during the three years immediately ".

(*b*) The substitution in sub-paragraph (*c*) of paragraph (2) of the words " year in which the course begins " for the words " award is bestowed ".

**14.** Regulation 17 of the existing regulations, which relates to members of religious orders, shall have effect with the substitution of the words and figures " £150 a year for maintenance " for the words and figures " £30 per annum for books, instruments and materials, to a payment to cover the cost of necessary travel ".

**15.** Regulation 18 of the existing regulations, which relates to sandwich courses, shall have effect with the following amendments :—

(*a*) The omission from paragraph (1) of the words " the course when forming part of ".

(*b*) The substitution of the following paragraph for paragraph (2):—

" (2) Where an award is in respect of a sandwich course regulation 16 shall not apply and the regulations hereinafter specified shall be modified as follows :—

(*a*) the payments in respect of maintenance prescribed by regulation 10 shall be reduced by £30 (representing the amount payable in respect of maintenance during vacations) and shall be further reduced so that the award holder receives amounts which bear the same proportion to the said payments (as so reduced) as the number of weeks he attends the establishment of further education bears to 30, hereinafter referred to as " the prescribed proportion " ;

(*b*) the payments in respect of older students prescribed by regulation 13 shall be reduced so that the award holder receives the prescribed proportion thereof ;

(*c*) the payments in respect of dependants prescribed by regulation 12 shall be reduced so that the award holder receives amounts which bear the same proportion to the payments so prescribed as the number of weeks which he attends the establishment of further education bears to 52 ;

(*d*) the payments provided for by regulations 9, 10, 11, 12 and 13 shall be further reduced, where appropriate, in accordance with regulation 14, which shall be modified as follows:—

"(i) the first £100 shall be reduced to the prescribed proportion thereof, and

(ii) payments made to the award holder by his employer in respect of the periods of industrial, professional or commercial experience shall be excluded from the assessment of the income of the award holder";

(*e*) the payments provided for by regulations 9, 10 and 11 shall be further reduced, where appropriate, in accordance with regulation 15, which shall be modified so that the parental contribution shall be reduced to the prescribed proportion thereof.

**16.** Regulation 21 of the existing regulations, which relates to termination of awards, shall have effect with the substitution in paragraph (1) of the words and figures "paragraph (2) or (2A) of regulation 7" for the word and figures "regulation 7(2)".

**17.** Schedule 1 of the existing regulations, which relates to designated courses, shall have effect with the omission from item (viii) of sub-paragraph (*h*) of paragraph 4 of the words "and Midland Institute".

**18.** Schedule 2 of the existing regulations, which relates to parental contributions, shall have effect with the substitution of the following sub-paragraphs for sub-paragraph (*a*) of paragraph 4:—

"(*a*) Where both parents are gainfully employed an allowance towards the cost in wages of domestic assistance not exceeding the emoluments of the parent who earns the less, or £200, whichever is the less, shall be deducted.

(*aa*) Where a parent, who is not a widow or widower, is incapacitated, an allowance towards the cost in wages of domestic assistance, not exceeding £200, shall be deducted."

Given under the Official Seal of the Secretary of State for Education and Science on 21st July 1964.

(L.S.)

*Edward C. G. Boyle,*
Minister of State for Education and Science.

## EXPLANATORY NOTE

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

These regulations, with the exception of the amendment to regulation 17, make minor amendments to the University and Other Awards Regulations 1962 in the light of experience of their operation. Regulation 17 is amended to increase the payment to members of religious orders from £30 to £150 per annum.