1968. No. 73 **[C]**

EDUCATION

Voluntary Grammar Schools Equipment Grants

REGULATIONS, DATED 27TH MARCH 1968, MADE BY THE MINISTRY OF EDUCATION WITH THE APPROVAL OF THE MINISTRY OF FINANCE UNDER SECTIONS 106 AND 112 OF THE EDUCATION ACT (NORTHERN IRELAND) 1947.

The Ministry of Education (hereinafter referred to as "the Ministry") in exercise of the powers conferred upon it by sections 106(3) and 112(1) of the Education Act (Northern Ireland) 1947(a) and of all other powers enabling it in that behalf, and with the approval of the Ministry of Finance, hereby makes the following Regulations:—

Citation and Commencement

1.—(1) These Regulations may be cited as the Voluntary Grammar Schools Equipment Grant Regulations (Northern Ireland) 1968.

(2) These Regulations shall come into operation on 1st April 1968.

Definitions

2. In these Regulations

"Act" means the Education Act (Northern Ireland) 1947;

"approved" means approved by the Ministry for the purpose of payment of grant under these Regulations;

"equipment" does not include equipment required in connection with a school meals service;

"Group A school" means a Group A voluntary school within the meaning of the Secondary Schools (Grant Conditions) Regulations (Northern Ireland) 1965(**b**);

"Group A(i) school" means a Group A school the trustees or governing body of which have entered into an agreement with the Ministry under section 81B(1)(*a*) of the Act;

"Group B school" means a Group B voluntary school within the meaning of the Secondary Schools (Grant Conditions) Regulations (Northern Ireland) 1965;

"Group B(i) school" means a Group B school the trustees or governing body of which have entered into an agreement with the Ministry under section 81B(1)(*a*) of the Act;

"school" means a voluntary grammar school.

Prior approval

3. Subject as hereinafter provided, a payment on foot of a grant shall not be made towards expenditure incurred on the purchase of equipment without the prior approval of the Ministry: provided that expenditure incurred without the prior approval of the Ministry may be admitted for grant at the discretion of the Ministry either in full or to such extent as the Ministry considers reasonable in the circumstances.

Application for grant

4.—(1) Applications for payment of grant shall be made by or on behalf of the trustees or other persons in whom the ownership of the school premises is

(a) 1947. c. 3. (b) S.R. & O. (N.I.) 1965, No. 64.

or is to be vested (in these Regulations called "the applicants") and shall be in such form and contain such particulars and information as the Ministry may require.

(2) Expenditure on equipment shall not, save in so far as the Ministry may otherwise approve, be treated as approved expenditure unless the Ministry is satisfied that a sufficient number of tenders have been invited.

(3) The applicants shall furnish or cause to be furnished to the Ministry all such receipts or other documents as the Ministry may require for the purpose of vouching the approved expenditure towards which the grant is to be paid.

(4) In accepting payment of a grant as a Group A(i) school or a Group B(i) school the applicants and each of them shall be deemed to have entered into an undertaking to the effect that in the event of the termination for any reason of the agreement entered into with the Ministry by the applicants under section 81B(1)(*a*) of the Act they or their successors in title for the time being shall pay to the Ministry such amount as may be determined by the Ministry as representing fifteen per cent. of the value, at the date on which the school ceases to be a Group A(i) school or Group B(i) school as the case may be, of any equipment so provided.

Payment of grant

5. Where loss or damage of equipment has been caused by an unauthorised person and where all or part of the cost of replacement or making good is recoverable from any person other than the applicants, the Ministry shall pay grant only if it is satisfied that all reasonable efforts to recover the required amount have been made without success. Where such cost has been recovered in part the Ministry may pay grant on the balance needed to replace or make good the equipment.

6. The Ministry may refuse to pay grant in respect of expenditure incurred through loss or damage caused by—

(*a*) neglect or default of the applicants or persons acting on their behalf;

(*b*) the use of the school premises or equipment other than for the purposes of the Education Act (Northern Ireland) 1947 or the Youth Welfare, Physical Training and Recreation Acts (Northern Ireland) 1938 to 1962(**c**), or purposes ancillary thereto.

7. No grant shall be payable in respect of expenditure on the provision or replacement of equipment arising from damage caused by fire or through any defect in or accident to a boiler installed on the school premises or any other risk in respect of which the Ministry has issued a direction under Regulation 6(1)(*d*) of the Voluntary Grammar Schools Building Grant Regulations (Northern Ireland) 1968(**d**).

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 27th day of March 1968.

(L.S.) *J. M. Benn,*
Secretary.

The Ministry of Finance hereby approves the foregoing Regulations.

(**c**) 2 Geo. 6. c. 12 (N.I.); 1962. c. 2. (**d**) S.R. & O. (N.I.) 1968, No. 72.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 27th day of March 1968.

(L.S.)

J. V. Morrison,
Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations prescribe the conditions under which grants may be made by the Ministry under the provisions of Section 106(3) of the Education Act of 1947 as amended by Section 18(5) of the Education (Amendment) Act of 1968 for the provision of equipment for voluntary grammar schools.