

## SCHEDULES

### SCHEDULE 4

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART II

#### OTHER MINOR AND CONSEQUENTIAL AMENDMENTS

##### *The Education Reform (Northern Ireland) Order 1989 (NI 20)*

In Article 19(1) after sub-paragraph (c) insert—

“(cc) produce, or secure or assist the production of, teaching materials for use in connection with the curriculum for grant-aided schools;”.

In Article 19 for paragraph (5) substitute—

“(5) The functions of the Council under paragraphs (1) and (4) in relation to the curriculum for grant-aided schools shall also be exercisable by the Council in relation to the curriculum for institutions of further education so far as relating to persons in full-time further education who have not attained the age of 19.”.

Article 21(3) shall cease to have effect.

In Article 22 after paragraph (1) insert—

“(1A) The Council may enter into arrangements to perform functions on behalf of, or provide services to, any other examining body or authority and such arrangements may provide for the payment by the said body or authority of the whole or part of any expenditure incurred by the Council in carrying out the arrangements.”.

In Article 22 at the end add—

“(4) In this Article references to examinations and assessments include references to examinations and assessments in respect of persons who have not attained the age of nineteen and are in full-time education at an institution of further education.”.

In Article 33(3) after sub-paragraph (a) insert—

“(aa) may contain provision requiring the tribunal to hear and determine the appeal within such period as may be specified in, or determined in accordance with, the regulations;”.

In Article 35(6) for “except Articles 30 and 32” substitute

“except—

- (a) Article 29;
- (b) Article 30;
- (c) Article 31(1) to (4) with the omission of the words in brackets in Article 31(2)(a)(iii) and of Article 31(2)(b)(i);
- (d) Article 32; and
- (e) Article 33, in so far as it applies for the purposes of those provisions;”.

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In Article 37(7) for sub-paragraphs (a) and (b) substitute—

“(a) shall provide for an appeal tribunal to consist of a prescribed number of persons selected in the prescribed manner from a panel of persons appointed by the board to act as members of appeal tribunals under this Article;

(b) may provide for disqualifying prescribed persons or descriptions of persons for membership of an appeal tribunal;”.

In Article 60(1)(b) for “Article 116(1)(c)” substitute “Article 116(1)(b)”.

In Article 62(5)(a) after “paragraph (2)” insert “or Article 32 of the Education and Libraries (Northern Ireland) Order 1993”.

In Article 69(4)(a) for “two months” substitute “three months”.

In Article 77(11) the words in brackets shall cease to have effect.

In Article 115(2) after “required” insert “or authorised”.

In Article 115(4) for “in respect of the dismissal, or premature retirement, or for the purpose of securing the resignation,” substitute “in giving effect to any determination under paragraph (1) in respect”.

In Article 119(7)(a) after “paragraph (2)” insert “or Article 32 of the Education and Libraries (Northern Ireland) Order 1993”.

In Article 126(4) for sub-paragraphs (b) and (c) substitute—

“(b) paragraph 2(4) or 3(5) of Schedule 5;

(c) paragraph 4(5) or 5(6) of Schedule 6;”.

In Article 127 for paragraphs (2) and (3) substitute—

“(2) Articles 128 to 131 do not apply to a voluntary grammar school if no agreement with the Department is, or has at any time on or after 1st April 1992 been, in force in relation to the school under paragraph 1(1) of Schedule 6 to the 1986 Order.

(3) The application of those Articles to certain other voluntary grammar schools is subject to Articles 132 and 132A.”.

In Article 127(4)—

(a) for “to not apply” substitute “do not apply”;

(b) in sub-paragraph (b) for “not” substitute “neither resident in Northern Ireland nor”; and

(c) in sub-paragraph (d) for head (ii) substitute—

“(ii) on 31st March 1992 was a specified pupil, as defined by regulation 4(c) of the Grammar Schools (Fees) Regulations (Northern Ireland) 1990 (as in operation on that date).”.

In Article 128(4)(a), (6)(b) and (7)(b) and Article 136(5) for “an approved” substitute “a”.

In Article 128(5) and (11), Article 133(3) and Article 136(1) and (3) the word “approved” shall cease to have effect.

In Article 137(5)(a) after “school hours” insert “, terms and holidays”.

In Article 138(1)(c) the words in brackets shall cease to have effect.

In Article 140 after “school premises” insert “(including, without prejudice to the generality of the foregoing words, any powers under Article 62 or under Article 32 of the Education and Libraries (Northern Ireland) Order 1993)”.

In Article 146(7) for “that Order” substitute “the principal Order”.

In Schedule 4 in paragraph 7(2) after “required” insert “or authorised”.

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In Schedule 4 in paragraph 7(4) for “in respect of the dismissal, or premature retirement, or for the purpose of securing the resignation,” substitute “in giving effect to any determination under subparagraph (1) in respect”.

In Schedule 7 in paragraphs 1(b) and 2 for “Technician” substitute “Technology”.

In Schedule 8 in paragraph 7(1)(a) for the words from “otherwise” to the end substitute “otherwise than as a teacher;”.