STATUTORY INSTRUMENTS

# 2003 No. 424 (N.I. 12)

# NORTHERN IRELAND

The Education and Libraries (Northern Ireland) Order 2003

Made - - - 27th February 2003 Coming into operation in accordance with Article 1(2) and (3)

# THE EDUCATION AND LIBRARIES (NORTHERN IRELAND) ORDER 2003

# PART I

# INTRODUCTORY

- 1. Title and commencement
- 2. Interpretation

# PART II

# FUNDING OF GRANT-AIDED SCHOOLS

- 3. The common funding scheme for grant-aided schools
- 4. Contents of the common funding scheme
- 5. Conditions as to financial delegation
- 6. Effect of financial delegation
- 7. Publication of financial statements
- 8. Interpretation of this Part
- 9. Consequential amendments

# PART III

#### BOARDS: FINANCE AND THE DUTY OF BEST VALUE

## Financing of boards

- 10. Resource allocation plans
- 11. Funding of boards
- 12. Accounts of boards

#### The duty of best value

13. The duty of best value

- 14. Contracts: exclusion of non-commercial considerations
- 15. Power to modify statutory provisions and confer new powers
- 16. Repeal of competition provisions

# PART IV

# SCHOOLS

# Welfare and protection of pupils

- 17. Duty on Boards of Governors to safeguard and promote the welfare of pupils
- 18. Child protection measures
- 19. School discipline measures to prevent bullying

# Admissions

- 20. Admission appeals: tribunal procedures and expenses
- 21. Parental preferences for admission to nursery schools
- 22. Admission to special schools of children resident outside Northern Ireland

# Miscellaneous

- 23. Removal of members of Boards of Governors
- 24. Development proposals for grant aided schools
- 25. Appeals against expulsion: tribunal procedures
- 26. Curriculum, etc. complaints: tribunal procedures
- 27. Consultation of schools by sampling
- 28. Costs under approved contracts

# PART V

# MISCELLANEOUS AND SUPPLEMENTARY

# Amendments to the 1986 Order

- 29. Determination of travelling and subsistence allowances
- 30. Officers of boards
- 31. Principals on teaching appointments committee

# Amendments to the 1989 Order

- 32. Programme of training by boards
- 33. Terms of appointment of members of CCMS

# Amendments to the 1998 Order

- 34. Provision of secondary education for pupils by institutions of further education
- 35. The General Teaching Council for Northern Ireland: fees and procedures

# Miscellaneous

- 36. Abolition of corporal punishment
- 37. Reports and returns
- 38. Annual report of boards

#### *Supplementary provisions*

- 39. Regulations
- 40. Minor and consequential amendments and repeals Signature

#### SCHEDULES

# SCHEDULE 1 — FUNDING OF GRANT-AIDED SCHOOLS: CONSEQUENTIAL AND SUPPLEMENTARY AMENDMENTS

#### The 1989 Order

- 1. Omit Articles 46 to 59.
- 2. (1) Article 60 (grants to voluntary grammar schools) shall be...
- 3. (1) Article 61 (financial statements for voluntary grammar schools) shall...
- 4. Omit Articles 62 and 63.
- 5. (1) Article 77 (maintenance grants to grant-maintained integrated schools) shall...
- 6. (1) Article 78 (financial statements for grant-maintained integrated schools) shall...

## The 1998 Order

- 7. Omit Articles 44 to 54.
- 8. (1) Article 55 (suspension of financial delegation) shall be amended...
- 9. (1) Article 59 (application to special schools) shall be amended...
- 10. (1) Article 61 (maintenance grants to voluntary grammar schools) shall...
- 11. (1) Article 63 (maintenance grants to grant maintained integrated schools)...
- 12. Omit Articles 65 and 66.
- 13. (1) Article 67 (financial statements in respect of special schools)...
- 14. After Article 67 there shall be inserted—Interpretation of this...
- 15. In Article 72(7) for "Article 52(4)(b)" there shall be substituted...

# SCHEDULE 2 — MINOR AND CONSEQUENTIAL AMENDMENTS

#### The Education and Libraries (Northern Ireland) Order 1986 (NI 3)

- 1. In Article 2(2) at the appropriate place in alphabetical order...
- 2. In Article 112(1) for the words from "expenses" to the...
- 3. In Schedule 15 in paragraph 3(1)(e) after "other functions" insert...
- 4. In Schedule 15 for paragraphs 4 to 7 substitute— (1) In respect of each financial year, the Staff Commission...

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

- 5. In Article 29(2)(a) for "approved" substitute "prepared".
- 6. In Article 148(1) for "approved" substitute "prepared".

## The Further Education (Northern Ireland) Order 1997 (NI 15)

7. In Article 14(1) for paragraph (aa) substitute—

# The Education (Northern Ireland) Order 1998 (N1 13)

- 8. In Article 4(2) for "Article 49A of the 1986 Order"...
- 9. In Article 5(5) for "18" substitute "24".

SCHEDULE 3 — REPEALS

PART I — REPEALS COMING INTO OPERATION ON 1st APRIL 2003 PART II — REPEALS COMING INTO OPERATION ON DAYS TO BE APPOINTED UNDER ARTICLE 1(3)

Explanatory Note