

1979 No. 44

EDUCATION AND LIBRARIES

**Education and Library Boards (Payments to Board Members)
Regulations (Northern Ireland) 1979**

Made 20th February 1979

Coming into operation in accordance with Regulation 1(2)

The Department(a) of Education in exercise of the powers conferred by Articles 67(3) and 125 of the Education and Libraries (Northern Ireland) Order 1972(b) (hereinafter referred to as "the Order") when read with Section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(c) and of every other power enabling it in that behalf and with the approval of the Department of the Civil Service(d) hereby makes the following regulations:

Citation and commencement

1.—(1) These regulations may be cited as the Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1979.

(2) These regulations shall come into operation on 26th March 1979 and shall have effect—

- (a) for all purposes, other than those of regulations 3(1) and 3(2), as from that date;
- (b) for the purposes of regulation 3(1), as from 29th December 1978;
- (c) for the purposes of regulation 3(2), as from 23rd January 1979.

Interpretation

2. In these regulations—

"attendance allowance" means a payment to a member in respect of the performance of any approved duty;

"approved duty" means attendance at a meeting of

- (a) a board;
- (b) a committee of a board appointed under Article 4(1) of the Order or a sub-committee of the board appointed under Article 4(5) of the Order; or
- (c) a management committee of a controlled school, maintained school or institution of further education;

"member" means a member of a board;

"financial loss allowance" means a payment to a member in respect of any loss of earnings necessarily suffered or any expenses, other than expenses on account of travelling and subsistence, necessarily incurred by him for the purpose of attending meetings of—

(a) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(b) S.I. 1972/1263 (N.I. 12) as amended by S.I. 1976/58 (N.I. 2) Art. 10 and by S.I. 1978/1041 (N.I. 11) Art. 10

(c) 1962 c. 7 (N.I.)

(d) Formerly Ministry of Finance: see 1973 c. 36 Sch. 5 para. 8(1); S.R. 1976 No. 281 (II, p. 1339)

- (a) the General Council for the Education and Library Service (Northern Ireland);
 the Staffs Council for Chief Officers of Education and Library Boards (Northern Ireland);
 the Administrative, Executive, Clerical, Professional and Technical Staffs Council for the Education and Library Service (Northern Ireland); or
 the Ancillary and General Staffs Council for the Education and Library Service (Northern Ireland);
 and any committees of these bodies.
- (b) the Teachers' General Committee;
 the Teachers' Salaries Negotiating Committee (Schools);
 the Teachers' Conditions of Service Negotiating Committee (Schools); or
 the Teachers' Negotiating Committee (Further Education);
 and any sub-committees of these bodies.

Allowances

3.—(1) A board on receipt of an application in accordance with regulation 5 shall make a payment to a member by way of an attendance allowance but such allowance shall not exceed such amount as the Department may determine.

(2) A board on receipt of an application in accordance with regulation 5 shall make a payment to a member by way of a financial loss allowance, but such allowance shall not exceed such amount as the Department may determine.

Equality

4. The amount of any attendance allowance under these regulations shall be the same for all members entitled to such allowance and for every approved duty for which it is payable.

Claim for allowance

5. A member applying for an allowance under these regulations shall make a claim for such allowance, in such form as the board concerned may direct, to the Chief Officer of the board and shall make a declaration that

- (a) he has not and will not make any claim for allowance from any other body in respect of the approved duty or attendance at the meeting to which the claim refers; and
 (b) the amounts claimed are strictly in accordance with these regulations.

Records

6. A board shall keep detailed records of all payments made to members under these regulations indicating the amounts paid to each member and the heads under which they were paid, and such records shall be open to inspection at all reasonable hours by any member of the public.

Revocation

7. The following regulations are hereby revoked :

- (1) Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1976(e).

- (2) Education and Library Boards (Payments to Board Members) (Amendment) Regulations (Northern Ireland) 1977(f).
- (3) Education and Library Boards (Payments to Board Members) (Amendment No. 2) Regulations (Northern Ireland) 1977(g).

Sealed with the Official Seal of the Department of Education for Northern Ireland on 20th February 1979.

(L.S.)

T. R. Meharg

Assistant Secretary

The Department of the Civil Service hereby approves the foregoing regulations.

Sealed with the Official Seal of the Department of the Civil Service for Northern Ireland on 20th February 1979.

(L.S.)

J. Armstrong

Assistant Secretary

EXPLANATORY NOTE

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

These regulations, which supersede the Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1976 provide for the payment of attendance and financial loss allowances to members of Education and Library Boards. The allowances shall not exceed amounts to be determined by the Department of Education.

The regulations have retrospective effect by virtue of Section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962.

(f) S.R. 1977 No. 57 (I, p. 163)

(g) S.R. 1977 No. 328 (II, p. 1780)