



Education Act 1918

1918 CHAPTER 39

GENERAL

48 Definitions

(1) In this Act, unless the context otherwise requires,—

The expression " child " means any child up to the age when his parents cease to be under an obligation to cause him to receive efficient elementary instruction or to attend school under the enactments relating to elementary education and the byelaws made thereunder ;

The expression " young person " means a person under eighteen years of age who is no longer a child ;

The expression " parent " in relation to a young person includes guardian and every person who is liable to maintain or has the actual custody of the young person ;

The expression " practical instruction " means instruction in cookery, laundrywork, housewifery, dairywork, handicrafts, and gardening, and such other subjects as the Board declare to be subjects of practical instruction ;

The expression " school term " means the term as fixed by the local education authority ;

The expression " sea service " has the same meaning as in the Merchant Shipping Acts, 1894 to 1916, and includes sea-fishing service ;

Other expressions have the same meaning as in the Education Acts.

(2) In the Education Acts the expressions " employ " and " employment " used in reference to a child or young person include employment in any labour exercised by way of trade or for the purposes of gain, whether the gain be to the child or young person or to any other person.

49 Compensation to existing officers

Section one hundred and twenty of the Local Government Act, 1888, which relates to compensation to existing officers, shall apply to officers serving under local education authorities at the passing of this Act who, by virtue of this Act or anything done in

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pursuance or in consequence of this Act, suffer direct pecuniary loss by abolition of office or by diminution or loss of fees or salary, subject as follows :—

- (a) Teachers in public elementary schools maintained by a local education authority shall be deemed to be officers serving under that authority ;
- (b) References to a county council shall include references to a borough or urban district council;
- (c) The reference to " the passing of this Act" shall be construed as a reference to the date when the loss arose;
- (d) The reference to the Acts and rules relating to His Majesty's civil service shall be construed as a reference to the Acts and rules which were in operation at the date of the passing of the Local Government Act, 1388; and
- (e) Any expenses shall be paid by the council under whom the officer was serving at the date when the loss arose out of the fund or rate out of which the expenses of the council under the Education Acts are paid, and, if any compensation is payable otherwise than by way of an annual sum, the payment of that compensation shall be a purpose for which a council may borrow for the purposes of those Acts.

50 Extension of certain provisions of the Education Acts

The provisions of the Education Acts mentioned in the first column of the First Schedule to this Act shall apply with respect to young persons, continuation schools, and the Education Acts and instruments made thereunder in like manner as they apply with respect to children, elementary schools, and the enactments mentioned in those provisions and instruments made under those enactments, and accordingly those provisions shall have effect as set out and modified in the second column of that schedule.

51 Repeals

The enactments mentioned in the Second Schedule to this Act are hereby repealed to the extent specified in the third column of that schedule.

52 Short title, construction, extent, and commencement

- (1) This Act may be cited as the Education Act, 1918, and shall be read as one with the Education Acts, 1870 to 1916, and those Acts and this Act may be cited together as the Education Acts, 1870 to 1918, and are in this Act referred to as "the Education Acts."
- (2) This Act shall not extend to Scotland or Ireland.
- (3) This Act shall come into operation on the appointed day, and the appointed day shall be such day as the Board of Education may appoint, and different days may be appointed for different purposes and for different provisions of this Act, for different areas or parts of areas, and for different persons or classes of persons :

Provided that the appointed day for the purposes of subsections (1) and (2) of section eight shall not be earlier than the termination of the present war, and for the purposes of paragraph (iii) of subsection (2) of section thirteen shall not be earlier than three years after the passing of this Act, and that for a period of seven years from the appointed day the duty of the council of a county (other than the London County Council) shall

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not include a duty to establish certified schools for boarding and lodging physically defective and epileptic children.