

1959. No. 112

[C]

**EDUCATION****Grammar Schools (Admissions, Scholarships and Special Allowances)**

REGULATIONS, DATED 30TH JUNE, 1959, MADE BY THE MINISTRY OF EDUCATION UNDER THE EDUCATION ACTS (NORTHERN IRELAND), 1947 TO 1958.

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 48 and 76 of the Education Act (Northern Ireland), 1947, and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Grammar Schools (Admissions, Scholarships and Special Allowances) (Amendment) Regulations (Northern Ireland), 1959.

(2) The existing Regulations hereby amended are the Grammar Schools (Admissions, Scholarships, and Special Allowances) Regulations (Northern Ireland), 1953(a).

(3) These Regulations shall come into operation on 1st August, 1959.

2. Paragraph (1) of Regulation 2 of the existing Regulations shall be amended by the addition thereto of the following:—

"School year" means a period of twelve months ending on the 31st day of July and a school shall be in operation for three terms in a school year: the first term shall end in December; the second term shall end in March or April; and the third term shall end in June or July;

"Incidentals Allowance" means a special allowance under the provisions of sub-paragraph (b) of paragraph (1) of Regulation 8 payable until the day preceding the first day of the term following that in which a qualified pupil attains the upper limit of the compulsory school age;

"Maintenance Allowance" means a special allowance under the provisions of sub-paragraph (b) of paragraph (1) of Regulation 8 payable from the first day of the term following that in which a qualified pupil attains the upper limit of the compulsory school age;

"Boarding Allowance" means a special allowance granted under the provisions of paragraphs (2) and (3) of Regulation 8.

3. For Regulation 8 of the existing Regulations there shall be substituted the following Regulation:—

"8.—(1) An award shall consist of

(a) a scholarship of a value equal to—

(i) in the case of a pupil who is in attendance at a Group A voluntary school or county school, the approved tuition fee of the school; or, in the case of a pupil who is in attendance at a Group B voluntary school, an amount determined by the Ministry; and

- (ii) the amount of examination fees as certified by or on behalf of the school authorities and approved by the local education authority; and
  - (iii) such amount in respect of books, stationery, and other school requisites as may be determined by the local education authority and approved by the Ministry, which amount may be paid either to the school authorities, the parent or otherwise for the benefit of the pupil as the local education authority may decide; and
- (b) a special allowance of an amount determined in accordance with the Schedule being either an Incidentals Allowance or a Maintenance Allowance: provided that—
- (i) a Maintenance Allowance shall not be payable in respect of a qualified pupil who is in receipt of a Boarding Allowance; and
  - (ii) where a qualified pupil was entitled to a special allowance under sub-paragraph (b) of paragraph (1) of Regulation 8 of the existing Regulations any such allowance shall continue to be payable subject to the provisions of the existing Regulations unless and until the pupil becomes eligible to receive a special allowance of greater amount under this sub-paragraph.
- (2) In addition to the amounts payable in accordance with paragraph (1), an award may also include such special allowance as may be granted in accordance with paragraph (3).
- (3) If in respect of any qualified pupil the local education authority are satisfied—
- (a) that, where by reason of the distance between his home and the nearest suitable school, or other sufficient cause, it would be unreasonable that he should attend a school as a day pupil; and
  - (b) that it is necessary that, for the purpose of the avoidance or alleviation of hardship to that pupil or his parents, a special allowance should be granted so as to enable him to attend a suitable school as a boarder;

the local education authority may in their discretion grant in respect of that pupil a Boarding Allowance of such value as the authority with the approval of the Ministry may determine.

(4) Special allowances shall be paid at such times and in such manner as the local education authority with the approval of the Ministry may determine”.

4. In the proviso to Regulations 9 of the existing Regulations for the words “conduct or progress” there shall be substituted the words “conduct, progress or attendance”.

5. For Regulation 11 of the existing Regulations there shall be substituted the following Regulation:—

“11. An application for an award shall be submitted to the local education authority and shall be in such form, contain such information, be accompanied by such documents and be submitted by such date as the authority may require: provided that the authority may waive any such requirement in any particular case. The authority shall, in accordance

with arrangements approved by the Ministry, satisfy themselves of the accuracy of any information furnished under the provisions of this Regulation”.

6. In Regulation 12 of the existing Regulations for the words “an incidentals allowance or a boarding allowance” there shall be substituted the words “a special allowance payable or granted under Regulation 8”.

7. In Regulation 14 of the existing Regulations for the words “conduct and progress” there shall be substituted the words “conduct, progress and attendance”.

8. For the Schedule to the existing Regulations there shall be substituted the following:—

“SCHEDULE

(REGULATION 8(1)(b))

**Calculation of Special Allowances**

1. The amount of an Incidentals Allowance or of a Maintenance Allowance shall be determined in accordance with the following table:—

Balance of Parental Income	Incidentals Allowance payable for full year	Maintenance Allowance payable for full year at ages		
		15	16	17 and over
Not exceeding £300	£7 10 0	£ 40	£ 55	£ 65
Exceeding £300 but not exceeding £315	£5 0 0	35	52	62
"    £315    "    "    "    £330	£5 0 0	30	48	58
"    £330    "    "    "    £345	£2 10 0	25	44	54
"    £345    "    "    "    £360	£2 10 0	20	40	50
"    £360    "    "    "    £375	—	15	35	47
"    £375    "    "    "    £390	—	10	30	43
"    £390    "    "    "    £405	—	—	25	39
"    £405    "    "    "    £420	—	—	20	35
"    £420    "    "    "    £435	—	—	15	30
"    £435    "    "    "    £450	—	—	10	25
"    £450    "    "    "    £465	—	—	—	20
"    £465    "    "    "    £480	—	—	—	15
"    £480    "    "    "    £495	—	—	—	10

2. To determine the balance of parental income the following deductions may be made from gross income:—

- (i) an annual allowance of £50 in respect of each wholly dependent son or daughter excluding one up to the age of 18 years;
- (ii) annual allowances as follows in respect of other wholly dependent relatives normally living as members of the household provided that the amounts may be reduced by the amount of any income which the relative may receive from other sources:—

aged 18-21 years   £75  
over 21 years       £94

Provided, however, that where a relative holds a university or other scholarship from public funds in the assessment of which provision is made

for the payment of a parental contribution any amount deductible from gross income shall be the amount of the parental contribution up to a maximum of £75 per annum or £94 per annum according to age;

- (iii) mortgage interest and ground rent payable in respect of property held by the parent;
- (iv) exceptional items of expenditure at the discretion of the local education authority.

Provided, however, that in the case of a single parent family the amount of £20 may be added to the net income of the family so as to obtain equivalence with a family in which there are two parents.

3. To determine the gross income there shall be taken into account receipts under the following heads:—

- (i) earned and unearned income of both parents;
- (ii) any amounts received under the following Acts:—
  - the National Insurance Act (Northern Ireland), 1946.
  - the Family Allowances Act (Northern Ireland), 1945.
  - the National Assistance Act (Northern Ireland), 1948.

Provided that:—

- (a) National Insurance maternity grants and death grants and gifts from charitable funds may be disregarded;
- (b) where Workman's Compensation, disability and civilian injury pensions, disablement benefits, maternity allowances and the special allowances from the National Assistance Board to blind or tubercular persons are payable the first £1 a week of income from these sources may be disregarded;
- (iii) the net annual value of any property held by the parent;
- (iv) other receipts at the discretion of the local education authority.

4. The deductions and receipts to be taken into account in calculating gross income and balance of parental income shall be in respect of the preceding financial year: provided that in order to avoid hardship to the pupil or his parents the receipts and deductions for the current financial year may be taken into account, in which case the receipts and deductions for the current financial year shall continue to be taken into account for each succeeding year.

5. The amount of a special allowance shall, where necessary, be adjusted from that shown in the table in paragraph 1 so that the balance of parental income plus the allowance is not less than it would have been if the balance of parental income had fallen in the next lower group".

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this thirtieth day of June, nineteen hundred and fifty-nine.

(L.S.)

A. C. Williams,

Secretary.

#### EXPLANATORY NOTE

*(This Note is not part of the Regulations, but is intended to convey their general purport.)*

These Regulations provide for the payment of Maintenance Allowances, subject to a means test, to qualified pupils attending grammar schools who are over the upper limit of the compulsory school age. They also modify the existing arrangements for the payment of Incidentals Allowances.