

1976 No. 1087

EDUCATION, ENGLAND AND WALES

**The Local Education Authorities Awards (Amendment)
Regulations 1976**

<i>Made</i> - - - -	9th July 1976
<i>Laid before Parliament</i>	20th July 1976
<i>Coming into Operation</i>	1st September 1976

The Secretary of State for Education and Science, in exercise of the powers conferred by section 1 of the Education Act 1962(a) (as amended by section 1 of the Education Act 1975(b)) and by section 3 of the Education Act 1973(c), and vested in him (d), hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Local Education Authorities Awards (Amendment) Regulations 1976 and these regulations, the Local Education Authorities Awards Regulations 1975(e) and the Local Education Authorities Awards (Amendment) Regulations 1975(f) may be cited together as the Local Education Authorities Awards Regulations 1975 to 1976.

(2) These regulations shall come into operation on 1st September 1976.

(3) The Interpretation Act 1889(g) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament; and section 37 (exercise of powers before commencement) of that Act shall apply in relation to these regulations as it applies in relation to an Act.

(4) These regulations shall be construed with the Local Education Authorities Awards Regulations 1975 (the “principal regulations”) and references not otherwise identified to a regulation or schedule are to be construed as references to a regulation of, or a schedule to, the principal regulations.

High-cost countries

2. In regulation 2(1), a reference to Japan shall be included in the definition of the expression “high-cost country”.

Designated courses

3. In regulation 6(1)(e)(i) (courses comparable to first degree courses) after “certificate” there shall be inserted “(except the University of Oxford Certificate in Fine Art)”.

(a) 1962 c. 12.

(c) 1973 c. 16.

(e) S.I. 1975/1207 (1975 II, p. 4142).

(g) 1889 c. 63.

(b) 1975 c. 2.

(d) S.I. 1964/490 (1964 I, p. 800).

(f) S.I. 1975/1697 (1975 III, p. 5810).

Exceptions relating to attendance at previous courses

4. In regulation 8(5), subparagraphs (c) and (d) shall be omitted.

Sandwich Courses

5. In regulation 16(a)(i) after “sandwich year” there shall be inserted “in which the periods of full-time study are of not less than 30 weeks duration, pay which ever is the greater of the minimum payment and a grant calculated in accordance with regulation 14 as modified by virtue of schedule 5; and (iA) in respect of any other sandwich year”.

Members of religious orders

6. In paragraph (1) of regulation 17, for “paragraph (2) and regulation 18” there shall be substituted “paragraphs (2) and (2A) and regulation 18(2)”, and after paragraph (2) there shall be inserted as a new paragraph—

“(2A) As respects any year in which he attends a course designated under regulation 6(1)(d)(ii) there shall be paid in pursuance of an award to a student who is a member of a religious order a grant equal to the aggregate of the sums specified by paragraphs 1 and 9 of schedule 1 and three quarters of the appropriate sum specified by paragraph (3) below.”

Part-time courses of teacher training

7. At the beginning of regulation 18(1) there shall be inserted “Except in a case to which regulation 17(2A) applies”.

Requirements and resources: specified amounts

8. The provisions specified in the first column of Schedule 1 to these regulations shall have effect with the substitution for the amounts specified in the second column of the amounts specified in the third column.

Requirements and resources: miscellaneous amendments

9. The provisions of the schedules specified in the first column of Schedule 2 to these regulations shall have effect subject to the amendments specified in the second column.

Students' Dependants' Allowances

10. In regulations 5(1)(a)(i) and 5(2)(a) of the Students' Dependants' Allowances Regulations 1975(a), for “£160” there shall be substituted “£185”.

(a) S.I. 1975/1225 (1975 II, p. 4213).

Regulation 8

SCHEDULE 1

REQUIREMENTS AND RESOURCES: SPECIFIED AMOUNTS

1 <i>Provision</i>	2 <i>Previous Amount</i>	3 <i>New Amount</i>
Regulation 17(3)	£ 315 445 510 405	£ 370 525 600 480
Regulation 18(2)(b)	180	210
<i>Schedule 1</i>		
Paragraph 3(1)	810	955
3(2)	740	875
3(3)	570	675
3(4)	930	1095
3(5)	810	955
3(6)	315	380
4(1)	8·40 16·10 18·90 14·00	8·90 18·30 20·90 15·60
6(1)(a)	1·20 2·30 2·70 2·00	1·90 3·20 3·70 2·80
6(1)(b)	2·70 2·30 2·30	3·70 3·20 3·20
6(1)(c)	22	26
7(1)	30	35
9(1)	10	16·15
10	120	140
11	160	185
12(1)	160	185
12(4)	380	445
12(5)	165	195
	85	115
14	135	165
16(1)	57	68
16(2)(a)	740	875
<i>Schedule 2</i>		
Paragraph 1(a)	160	185
1(b)	320	375
4(1)	(in both places) 2199 3400 (in each place) 2200 (in both places)	2699 4200 2700
6(1)	270 310 320 400	330 365 375 470

1 <i>Provision</i>	2 <i>Previous Amount</i>	3 <i>New Amount</i>
	£	£
6(2)	400	470
6(6)	320	375
6(7)	320	375
6(8)	320	375
6(10)	160	185
<i>Schedule 3</i>		
Paragraph 2(a)	400	485
	160	185
2(b)	240	300
3	550	700
	240	300
<i>Schedule 5</i>		
Paragraph 2(c)	22	26
Paragraph 3(a)	160	185
	(in both places)	
	320	375

Regulation 9

SCHEDULE 2

REQUIREMENTS AND RESOURCES: MISCELLANEOUS AMENDMENTS

1 <i>Provision</i>	2 <i>Amendment</i>
<i>Schedule 1</i>	
Paragraph 2(1)	At the end there shall be added "during— (a) any period while he is attending the course; and (b) the Christmas and Easter vacations".
Paragraph 6(1)(a)	After "academic authority" there shall be inserted "such sum (if any) as the authority consider appropriate not exceeding".
Paragraph 6(1)(b)	After "academic authority" there shall be inserted "such sum (if any) as the authority consider appropriate not exceeding".
Paragraph 7	There shall be added as a new sub-paragraph— “(3) Subject to paragraph 8, the amount of any expenditure reasonably incurred in insuring against liability for the costs of medical treatment provided outside the United Kingdom for any illness or bodily injury contracted or suffered during a period of study outside the United Kingdom.”
Paragraph 8	After “7(1)(b)” there shall be inserted “and (3)”.

1 <i>Provision</i>	2 <i>Amendment</i>
Paragraph 12(3)	<p>For subparagraph (3)(a) there shall be substituted—</p> <p>“(a) supported himself out of his earnings for any three years preceding the first year, there being treated for the purposes of this provision as a period during which he so supported himself—</p> <ul style="list-style-type: none"> (i) any period not exceeding six months during which he was registered under section 11 of the Supplementary Benefit Act 1966(a) or in receipt of benefit under section 14(1)(a) of the Social Security Act 1975(b); (ii) any period during which he held a State Studentship or comparable award; (iii) any period during which he received benefit under section 14(1) (b), 15(1)(b), 22(1) or 36(1) of the Social Security Act 1975; or (iv) in the case of a student who is or has been married, any period during which he could not reasonably have been expected to support himself out of his earnings because he had the care of his dependent children.”
Paragraph 12(5)	<p>For “subparagraph (3)” there shall be substituted “subparagraph (4)”.</p>
Paragraph 16	<p>There shall be added as a new subparagraph—</p> <p>“(3) This paragraph shall not, by reason of any increase in the sum specified by subparagraph (2)(a), cease to apply to a student to whom it applied immediately before that increase took effect.”</p>
<i>Schedule 2</i>	
Paragraph 2(1)	<p>In the definition of the expression “child”, for “paragraph 6(1)” there shall be substituted “paragraphs 3(a)(iv) and 6(1)”.</p>
Paragraph 3	<p>For subparagraph (a) there shall be substituted—</p> <p>“(a) a student who supported himself out of his earnings for any three years preceding the first year, there being treated for the purposes of this provision as a period during which he so supported himself—</p> <ul style="list-style-type: none"> (i) any period not exceeding six months during which he was registered under section 11 of the Supplementary Benefit Act 1966 or in receipt of benefit under section 14(1)(a) of the Social Security Act 1975; (ii) any period during which he held a State Studentship or comparable award; (iii) any period during which he received benefit under section 14(1)(b), 15(1)(b), 22(1) or 36(1) of the Social Security Act 1975; or

1 <i>Provision</i>	2 <i>Amendment</i>
	<p>(iv) in the case of a student who is or has been married, any period during which he could not reasonably have been expected to support himself out of his earnings because he had the care of his dependent children.</p> <p>Paragraph 3(c) For “previous awards, regulations or” there shall be substituted “previous awards regulations or”.</p> <p>Paragraph 4 For subparagraphs (2) and (3) there shall be substituted— “(2) For any year in which a statutory award is held by— (a) more than one child of the parent; (b) the parent; or (c) the student’s step-parent—the parental contribution for the student shall be such proportion of any contribution ascertained in accordance with this Part as the authority (after consultation with any other authority concerned) consider just.”</p> <p>Paragraph 5 Subparagraph (5) shall be omitted.</p> <p>Paragraph 8(1) For “4(2)” there shall be substituted “4(2)(a)” and at the end there shall be added— “and the references to the parent and step-parent in paragraph 4(2)(b) and (c) being construed as references to the student’s child and stepchild respectively.”</p> <p>Schedule 3</p> <p>Paragraph 1 For “regulation 14” there shall be substituted “regulations 14 and 18”.</p> <p>Schedule 5</p> <p>Paragraph 2(c) For “Part 2” there shall be substituted “Part 3”.</p>

Given under the Official Seal of the Secretary of State for Education and Science on 9th July 1976.

(L.S.)

Fred Mulley,
Secretary of State for
Education and Science.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations increase the rates of maintenance prescribed by the Local Education Authorities Awards Regulations 1975, modify the provisions in those regulations relating to the parental and spouse's contribution and make other amendments of a minor character.

SI 1976/1087
ISBN 0-11-061087-3

