1991 No. 109 (C. 4)

EDUCATION

The Education Reform (1989 Order) (Commencement No. 3) Order (Northern Ireland) 1991

Made . . . . . 21st March 1991

The Department of Education, in exercise of the powers conferred on it by Article 1(3) and (4) of the Education Reform (Northern Ireland) Order 1989(**a**) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Education Reform (1989 Order) (Commencement No. 3) Order (Northern Ireland) 1991.

Interpretation

2. In this Order —

"the 1986 Order" means the Education and Libraries (Northern Ireland) Order 1986(**b**);

"the 1989 Order" means the Education Reform (Northern Ireland) Order 1989.

Commencement

3. The following provisions of the 1989 Order shall come into operation on 1st April 1991 —

(*a*) Articles 6(6) and 54, Article 59(1) and (2), Article 59(4) in so far as it relates to the said Article 59(2), and Articles 60 to 62, 113 and 159;

(*b*) Article 166 and Schedule 9 in so far as relating to Articles 8(2), 69, 72, 88(6) and 116(1) of the 1986 Order; and

(*c*) Article 167 and Schedule 10 in so far as relating to Articles 8(1)(*b*) and (*c*), 24, 57(1) and 117 of the 1986 Order.

Sealed with the Official Seal of the Department of Education on 21st March 1991.

(L.S.) *J. S. Smith*
Assistant Secretary

(**a**) S.I. 1989/2406 (N.I. 20)
(**b**) S.I. 1986/594 (N.I. 3)

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order brings into operation on 1st April 1991 provisions of the Education Reform (Northern Ireland) Order 1989 ("the 1989 Order") which empower the Department of Education to amend Schedule 2 to the 1989 Order; provide for financial statements in relation to controlled and maintained (excluding special) schools, voluntary grammar schools and institutions of further education; empower the Department to grant-aid voluntary grammar schools on the basis of a formula and provide that the cost of certain voluntary grammar school equipment is no longer grant-aided under Article 116 of the Education and Libraries (Northern Ireland) Order 1986 ("the 1986 Order"); provide for schools (and, in certain cases, education and library boards) to make charges for educational facilities and services; transfer to education and library boards responsibility for meeting the cost of salaries and redundancy payments in respect of teachers in maintained schools, and for grant-aiding corresponding costs in voluntary non-maintained primary schools; provide for the Department to meet the cost of redundancy payments in respect of teachers in grant-maintained integrated schools; enable the Department to pay teachers' salaries on behalf of the education and library boards and other school authorities; provide for the Department to continue to prescribe the rates of teachers' salaries but, in certain circumstances and subject to certain conditions, to provide for these to be determined by persons or bodies other than the Department; provide that the functions of Boards of Governors of controlled and maintained schools in relation to the appointment of non-teaching staff are deemed to be carried out on behalf of, and in the name of, the relevant education and library board; and replace existing provisions in relation to certain grants for the provision of educational, library services etc.

The repeal of a number of provisions of the 1986 Order is brought into operation in consequence of the commencement of the above provisions.

With the coming into operation of Article 59(1) and (2) of the 1989 Order, Articles 6 and 7 of the Education Reform (1989 Order) (Commencement No. 1) Order (Northern Ireland) 1990 (S.R. 1990 No. 125 (C. 3)) will cease to have effect.