1982 No. 399

EDUCATION AND LIBRARIES

Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1982

Made . . . . . 30th November 1982

Coming into operation . . . 17th January 1983

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) and of every other power enabling it in that behalf, with the approval of the Department of Finance and Personnel(c), hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1982 and shall come into operation on 17th January 1983.

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 for the purpose of discharging a function of a board;

"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—

(1) performing any approved duty; or

(2) attending meetings of—

(*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

---

(a) Formerly Ministry: *see* Northern Ireland Constitution Act 1973 (c. 36) 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) Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 8(1), S.R. 1976 No. 281 Art. 3(1) and Sch. 1 and S.I. 1982/338 (N.I. 6) Art. 4

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 committees of these bodies;

"the Order" means the Education and Libraries (Northern Ireland) Order 1972.

Revocation

3. The Education and Library Boards (Payments to Board Members) Regulations (Northern Ireland) 1979(a) are hereby revoked.

Allowances

4.—(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) 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.

(3) 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.

(4) A member who gives notice in writing to the board of which he is a member that he wishes to receive a financial loss allowance (hereinafter called "a financial loss allowance notice"), shall be entitled, subject to and in accordance with the following provisions of this regulation, to receive financial loss allowance instead of any payment by way of attendance allowance to which he would otherwise be entitled.

(5) An existing board member who gives a financial loss allowance notice to the board not later than the end of the period of 4 weeks from the coming into operation of these regulations shall be entitled to receive financial loss allowance for any approved duty performed on or after the date the regulations come into operation.

(6) A member appointed to a board after the regulations come into operation who gives a financial loss allowance notice to the board not later than the end of the period of 4 weeks from his appointment as a member of the board shall be entitled to receive financial loss allowance for the performance of any approved duty since his appointment whether performed before or after the giving of the notice.

(7) A member who has not given the board a financial loss allowance notice in accordance with paragraph (5) or (6) and who gives such notice not less than 3 months before the beginning of a financial year shall be entitled to receive financial loss allowance for the performance of any approved duty not earlier than the beginning of that financial year.

(8) A financial loss allowance notice shall continue to have effect until the member ceases to be a member of the board or until a notification under paragraph (9) takes effect, whichever occurs first.

(9) If not less than 3 months before the beginning of the financial year a member who has given the board, of which he is a member, a financial loss allowance notice

(a) S.R. 1979 No. 44