EDUCATION

1974. No. 236

Training Scholarships

REGULATIONS, DATED 20TH SEPTEMBER 1974, MADE BY THE DEPARTMENT OF EDUCATION UNDER ARTICLE 40 OF THE EDUCATION AND LIBRARIES (NORTHERN IRELAND) ORDER 1972, WITH THE APPROVAL OF THE DEPARTMENT OF FINANCE.

The Department of Education (hereinafter referred to as "the Department") in exercise of the powers vested in it by Article 40 of the Education and Libraries (Northern Ireland) Order 1972(a), and of every other power enabling it in that behalf, and with the approval of the Department of Finance hereby makes the following Regulations:—

Introductory

1.—(1) These Regulations may be cited as the Training of Teachers (Scholarships) Regulations (Northern Ireland) 1974.

(2) The Training of Teachers (Scholarships) Regulations (Northern Ireland) 1973(b) are hereby revoked.

Definitions

2.—(1) In these Regulations—

"year" as regards any course means the period of 12 months beginning on 1st January, 1st April or 1st September according as the academic year of the course in question begins in the spring, the summer or autumn term respectively.

(2) For the purposes of these Regulations a person's marriage is to be treated as having been terminated not only by the death of the other spouse or the annulment or dissolution of the marriage by an order of a court of competent jurisdiction, but also by virtue of the parties to the marriage ceasing to live together, whether or not an order for their separation has been made by any court.

Making of awards

3. Subject to the provisions of these Regulations—

(1) The Department shall, except as provided in Regulation 4, award a scholarship to or in respect of each student admitted for the first time to a course of teacher training in Northern Ireland approved by the Department for the purpose of these Regulations.

(2) The Department may award a scholarship to or in respect of a student admitted to any other institution approved by the Department for teacher training purposes.

4. The award of a scholarship shall be at the discretion of the Department in the case of a student who—

(a) S.I. 1972, No. 1263 (N.I. 12). (b) S.R. & O. (N.I.) 1973, No. 350.

(1) has previously attended an initial full-time course of teacher training or a course deemed by the Department to be equivalent thereto; or

(2) has successfully completed a part-time course of teacher training; or

(3) has attended a full-time course of further education of not less than two years duration, being a course which in the opinion of the Department is above the level of a course leading to a General Certificate in Education ("A" Level) Examination; or

(4) has not been—

(*a*) ordinarily resident in the United Kingdom for at least three years immediately preceding the date on which his course of training as a teacher is due to begin; and

(*b*) resident in Northern Ireland on the last day of the month of June, October or February preceding the beginning of the course according as the course begins in the autumn, spring or summer term respectively,

except in the case of a student who would have been so resident had he, his wife or his parent (or in the case of a woman student, she, her husband or her parent) not been employed for the time being outside the United Kingdom:

Provided that a student shall not be regarded as ordinarily resident in the United Kingdom for the purposes of this Regulation if he was so resident wholly or mainly for the purpose of attending a full-time course of education.

For the purposes of this Regulation a student shall be deemed to have attended a course if he has attended any part of that course.

Commencement and tenure of awards

5. An applicant to whom an award is made shall enter upon the award in the year in which it is made unless the Department otherwise approves.

6.—(1) Each award shall, subject to satisfactory attendance, conduct and progress be tenable to the end of the period normally required for the completion of the course of study in respect of which the award was made.

(2) The Department shall extend the normal period of an award to facilitate a student in changing his course or his college or other institution where the Department considers such a change appropriate.

(3) The Department may extend the normal period—

(*a*) to enable a student to follow an associated course of study either during or at the end of the principal course; or

(*b*) to enable a student on account of illness or for other reason acceptable to the Department to repeat any portion of a course.

(4) The Department may suspend or terminate an award or withhold or reduce any payment normally due in respect of the award if, after consultation with the authorities of the college or other institution, it is of the opinion that the attendance, conduct or progress of the student is not satisfactory.

7.—(1) Where a student fails at any time to observe any of the conditions under which an award is made the Department may suspend or terminate the award.

(2) As a condition of an award the Department may require the student to give an undertaking that he will attend regularly at the college or other institution and complete the course for which the award is tenable and that if for any reason he ceases to attend before the normal date of termination of the award he shall refund such sum as may be determined by the Department to have been paid in respect of the period after he ceases to attend, and any such undertaking may also provide for the refund of any advance made before notification of a change in financial circumstances under Regulation 10.

Calculation and payment of awards

8. The value of an award shall be determined annually in accordance with the provisions of these Regulations:

Provided that where the Department is unable to determine the amount of any contribution assessable under these Regulations or in other exceptional circumstances the value of an award shall be such as the Department, with the approval of the Department of Finance, may determine.

9.—(1) Each application for a scholarship shall be in such form, contain such information and be accompanied by such documents as the Department may require.

(2) For the purpose of the annual determination of the value of an award or of any reassessment deemed necessary by the Department the student shall furnish or cause to be furnished such further information accompanied by such documents as the Department may at any time require.

(3) The Department may withhold any payment to or in respect of any student until the requirements of paragraphs (1) and (2) have been met:

Provided that if it is satisfied that a grant would be payable to the student if the requirements of paragraphs (1) and (2) were met the Department shall pay a grant of not less than £50 in respect of any year in which such requirements are not met.

10.—(1) A student who obtains any scholarship, exhibition or bursary under any other scheme, endowment or foundation, or who acquires any source of income or engages in any form of employment, apart from vacation employment, shall immediately inform the Department.

(2) The student shall immediately give or cause to be given to the Department information of any change in circumstances affecting the value or tenure of the award.

(3) A student shall inform the Department if he is absent from a course through illness for a continuous period exceeding 28 days or otherwise than through illness for any period.

(4) If a student is absent from a course through illness for a continuous period of 28 days, or otherwise than through illness for any period, the Department may, at its discretion, and having regard to any saving of expense to the student arising out of his absence, reduce the amount of the prescribed payments.

11. An award shall be paid in such manner as the Department may determine.

Value of awards

12.—(1) The allowable amount for an award for each academic year shall be the aggregate of—

(*a*) the approved fees charged by the college or other institution, including the boarding fee in the case of a student resident in a college of education;

(*b*) the appropriate standard grant towards term-time and vacation maintenance, travel and the cost of books and stationery, in accordance with Regulation 13;

(*c*) additional grants where appropriate in accordance with Regulation 14;

(*d*) dependants' grants where appropriate in accordance with Regulations 15 and 16;

(*e*) an older student's allowance where appropriate in accordance with Regulation 17.

(2) The allowable amount calculated under paragraph (1) shall be reduced where appropriate by—

(*a*) a contribution assessed on the student's income in accordance with Regulation 18; and

(*b*) a contribution assessed on the income of the student's parents in accordance with Regulation 19; or

(*c*) a contribution assessed on the income of the spouse in the case of married students in accordance with Regulation 24.

(3) Where the value of an award calculated in accordance with paragraphs (1) and (2) is less than £50 a minimum grant of £50 shall be paid.

Standard grant

13.—(1) Subject to the provisions of this Regulation the standard grant shall be calculated at the following annual rates—

(*a*) Where the student resides in a college of education . . £260

(*b*) where the student resides in his parent's home . . . £475

(*c*) where the student does not reside in a college of education or his parent's home

(i) if in attendance at London University or any other approved institution within the City of London or the Metropolitan Police District £665

(ii) if in attendance at other universities or approved institutions £605

(2) The standard grant for a married woman who resides in the matrimonial home shall be at the annual rate of £475 unless—

(*a*) her husband is incapacitated and dependent on her; or

(*b*) he is attending a full-time course at a university or institution;

and in either of these cases the appropriate standard grant in paragraph (1) shall apply.

(3) Where a student who is not married does not reside in his parent's home but could in the opinion of the Department conveniently attend from that home he shall be entitled to receive the appropriate standard grant at (*c*) of paragraph (1) only if the academic authorities have recommended that he should live in hall or lodgings.

(4) A student residing in the home of a parent who by reason of age or incapacity or otherwise cannot in the opinion of the Department reasonably be expected to provide the support normally available to a student living at home may receive the appropriate standard grant at (*c*) of paragraph (1).

(5) In these Regulations references to the parent's home include, in the case of a student whose spouse is a full-time student, the home of the parent of the student's spouse.

Additional grants

14.—(1) Where the student attends the college or other institution for any period over 30 weeks 3 days in a year, or 25 weeks 3 days if he is at Oxford University or Cambridge University, a payment shall be made in respect of the excess period as follows for each additional week or incomplete part of a week:

(*a*) Where the student resides in his parent's home . . . £7.00

(*b*) where the student does not reside in a college of education or in his parent's home

(i) if in attendance at an establishment within the City of London or the Metropolitan Police District . . . £13.30

(ii) if in attendance at a college or other institution elsewhere £11.20

Provided that the appropriate rate of payment to a married woman who resides in the matrimonial home shall be £7.00 for each additional week or incomplete part of a week unless—

(i) her husband is incapacitated and dependent on her; or

(ii) he is attending a full-time course at a university or other institution;

and in either of these cases the appropriate rate at (*b*) shall apply.

(2) If on the recommendation of the authorities of the university or institution the student undertakes as part of his course a period of residential study away from his university or institution during term-time and thereby incurs additional expenditure a sum not exceeding £1.90 per day may be paid.

(3) If the student undertakes a course of vacation study under the guidance of the academic authorities of the university or institution at which he is in attendance and the academic authorities certify that if the student did not follow the course of study he would not be eligible to complete the course a payment may be made in respect of each day as follows:

(*a*) Where the student resides in his parent's home . . . £1.00

(*b*) where the student does not reside in his parent's home:—

(i) in the case of study within the City of London or the Metropolitan Police District or at an institution outside the British Islands £1.90

(ii) in any other case £1.60