1964. No. 213 **[C]**

EDUCATION

Voluntary Primary, Intermediate and Special Schools Building Grants

REGULATIONS, DATED 29TH DECEMBER, 1964, MADE BY THE MINISTRY OF EDUCATION WITH THE APPROVAL OF THE MINISTRY OF FINANCE UNDER SECTIONS 106 AND 112 OF THE EDUCATION ACT (NORTHERN IRELAND) 1947.

The Ministry of Education (hereinafter referred to as "the Ministry") in exercise of the powers conferred upon it by Sections 106(1) and 112(1) of the Education Act (Northern Ireland) 1947 and of all other powers enabling it in that behalf and with the approval of the Ministry of Finance hereby makes the following Regulations:—

Citation and Commencement

1.—(1) These Regulations may be cited as the Voluntary Primary, Intermediate and Special Schools Building Grant Regulations (Northern Ireland) 1964.

(2) These Regulations shall come into operation on 1st March, 1965.

(3) The Voluntary Primary, Intermediate and Special Schools Building Grant Regulations (Northern Ireland) 1962(a) are hereby revoked.

Definitions

2. In these Regulations the following expressions have the meanings hereby assigned to them, that is to say:

"the Act" means the Education Act (Northern Ireland) 1947;

"alteration" includes any structural improvement, enlargement of or addition to the premises of a school;

"approved" means approved by the Ministry;

"boarding accommodation" includes approved residential accommodation for teaching and domestic staff as well as residential accommodation for pupils;

"school" means a primary, intermediate or special school, not being a school under the management of a local education authority.

Expenditure towards which grants are payable

3.—(1) The Ministry may, subject to and in accordance with the provisions of the Act and these Regulations, pay grants towards approved expenditure incurred on or in connection with the provision of a new school or the alteration of an existing school.

(2) Subject as aforesaid, the power of the Ministry to pay grants under these Regulations shall include power to pay grants towards approved expenditure on or in connection with—

(*a*) works of a temporary nature;

(*b*) the acquisition of land; and

(*c*) in the case of a special school, the provision or alteration of boarding accommodation.

(a) S.R. & O. (N.I.) 1962, No. 107.

(3) When approved expenditure has been incurred in connection with the proposed provision of a new school or the proposed alteration of an existing school and the project in connection with which such expenditure has been incurred is with the approval of the Ministry abandoned in favour of another project (hereinafter referred to as "the superseding project") approved for the purpose of grant under these Regulations, then the expenditure so incurred, or so much thereof as the Ministry may consider reasonable in the circumstances, may at the discretion of the Ministry be treated for the purposes of paragraph (1) of this Regulation as approved expenditure incurred in connection with the superseding project.

Application for grants

4.—(1) Save as provided in Regulation 9 applications for payment of grant shall be made by or on behalf of the trustees or other persons (in these Regulations called "the applicants") in whom ownership of the school premises is, or is to be, vested and shall be in such form and contain such particulars and information as the Ministry may require.

(2) The applicants shall furnish, or cause to be furnished to the Ministry such sketch plans, working drawings, specifications, estimates, tenders and other documents as the Ministry may require to be submitted for its approval or information.

Restrictions on payment of grants

5.—(1) A grant shall not be paid unless the applicants—

(*a*) provide or undertake to provide such additional sum as will when added to the grant be sufficient in the opinion of the Ministry to meet the total cost of the works proposed to be carried out; and

(*b*) satisfy the Ministry that the school is vested in them in such manner as to satisfy the requirements of Section 106(1) of the Act for ever or for an approved term of years and on such conditions as the Ministry may approve.

(2) Without prejudice to paragraph (1) a grant for the provision of a new school shall not be paid unless the applicants satisfy the Ministry—

(*a*) that the school is needed to ensure adequate and suitable provision for the education of the pupils expected to attend and that the site is suitable for the purposes of the school; and

(*b*) that they have in accordance with Section 9(2) of the Act consulted the local education authority for the area in which the school is to be established.

(3) Where it is necessary for the purposes of payment of grant under these Regulations for a document to be prepared vesting the school in the applicants, the document will be prepared by the Ministry's Solicitor free of charge save for stamp duty or other statutory fees or for any expenditure incurred in obtaining proof of title or any necessary consent.

Conditions applicable where a grant has been paid

6.—(1) The applicants shall insure and keep insured the premises (including all buildings or erections thereon and all fixtures, fittings and equipment therein) against loss or damage by fire and against such other risks as the Ministry may from time to time in writing direct in some insurance office of repute