Heating, Lighting, Cleaning and Internal Maintenance Regulations

REGULATIONS DATED 8TH OCTOBER, 1957, MADE BY THE MINISTRY OF EDUCATION UNDER THE EDUCATION ACTS (NORTHERN IRELAND), 1947 TO 1956.

1957. No. 205 [C]

The Ministry of Education in exercise of the powers conferred on it by Sections 81 and 112 of the Education Act (Northern Ireland), 1947, and of all other powers enabling it in that behalf hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Heating, Lighting, Cleaning and Internal Maintenance Regulations (Northern Ireland), 1957.

(2) These Regulations shall come into operation on 1st January, 1958.

(3) The Education (Heating, Lighting, Cleaning and Internal Maintenance Contribution) Regulations (Northern Ireland), 1948(**a**), and the Heating, Lighting, Cleaning and Internal Maintenance Amending Regulations (Northern Ireland), 1956(**b**), are hereby revoked.

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;

"authority" means local education authority;

"contribution" means an annual contribution payable by the authority in accordance with Section 81 of the Act;

"internal maintenance" has the meaning assigned to it by Regulation 10;

"managers" means the managers of a school but does not include a school committee;

"school" means a voluntary primary school, a voluntary intermediate school or a special school under voluntary management;

"school committee" means a school committee appointed in accordance with the provisions of sub-section (2) of Section 81 of the Act;

"school premises" includes a pavilion or other building provided on a school playing field for the use of pupils, but in the case of a boarding school does not include so much of the school premises as is used wholly or mainly for boarding purposes.

3.—(1) The managers shall submit to the authority estimates of their proposed expenditure on the lighting, heating, cleaning and the internal maintenance of the school premises. Such

(**a**) S.R. & O., 1948 (N.I.), No. 89. (**b**) S.R. & O., 1956 (N.I.), No. 219.

estimates shall be in such form and in respect of such period, contain such particulars, and be submitted by such dates as the authority may from time to time determine.

(2) The authority shall approve such estimates unless in its opinion they or any items included in them are excessive.

(3) If in the opinion of the authority such estimates or any items included in them are excessive the authority shall approve the estimates after making such amendments therein as after considering any representations made by the managers the authority may determine.

(4) If the managers are aggrieved by any amendments in their estimates made by the authority under paragraph (3) they may within one month of the date on which the authority notifies them of the said amendments refer the question to the Ministry for decision in accordance with the provisions of Sub-section (6) of Section 81 of the Act.

4. If the authority is satisfied that owing to exceptional circumstances it is or was necessary for managers to incur expenditure for which provision was not made in the estimates approved by the authority under Regulation 3, it may approve such expenditure for the purpose of payment of a contribution, but save as provided in this Regulation no contribution shall be payable in respect of expenditure for which provision was not made in the estimates as approved by the authority.

5.—(1) The authority may require as a condition of payment of contribution in respect of any work of internal maintenance estimated by the managers or by the authority to cost more than £10 that its express approval to such work shall be obtained before the work is begun.

(2) The authority shall not pay a contribution in respect of works of internal maintenance which cost in the aggregate more than £25 in any year unless the managers of the school certify in writing that it is their intention to carry on the school as a school for not less than two years from the date on which the work is completed.

(3) Before an authority pays a contribution in respect of works of internal maintenance which cost more than £50, it may require as a condition of payment that the managers shall undertake to repay to it such contribution or such part thereof as it shall determine if within two years of payment of the contribution the school ceases to be carried on as a school, and if any contribution in respect of internal maintenance is outstanding at the time at which the school so ceases to be carried on, the authority may withhold payment of such contribution from the managers.

6.—(1) The following expenditure shall be excluded from the expenditure in respect of which a contribution is payable:—

(*a*) expenditure incurred by reason of the use of the school premises other than as a school;

(*b*) expenditure incurred in making good internal damage to the school premises caused by or arising from the