SCHEDULE

(REGULATION 3)

A First Class Certificate (Advanced Stage) of the Royal Society of Arts, or a Teachers' Diploma of the Faculty of Teachers in Commerce or of Pitman's or the Gregg Association, in respect of the subject named on the Certificate, if accompanied by certificates in English and three other commercial subjects, provided that :—

(*a*) of the certificates in English and three other commercial subjects, at least two shall be of the standard specified above, *e.g.*, First Class (Advanced Stage) or Teachers' Diploma ;

(*b*) evidence of a standard of general education satisfactory to the Ministry shall be accepted in lieu of a certificate in English ; and

(*c*) evidence of commercial experience satisfactory to the Ministry shall be accepted in lieu of a certificate in Commerce.

Handicapped Pupils and Special Schools Regulations

REGULATIONS, DATED 24TH MARCH, 1948, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, UNDER THE EDUCATION ACT (NORTHERN IRELAND), 1947, AND OTHER ENACTMENTS.

1948. No. 68

The Ministry of Education (hereinafter referred to as " the Ministry") in pursuance of the powers vested in it by Sections 29, 30, 104 and 106 of the Education Act (Northern Ireland), 1947, (hereinafter referred to as " the Act "), and of all other powers enabling it in that behalf, hereby makes the following Regulations :

1.—(1) These Regulations may be cited as the " Handicapped Pupils and Special Schools Regulations (Northern Ireland), 1948 ".

(2) These Regulations shall come into operation on the 1st day of April, 1948.

2.—(1) So far as these Regulations are made under sub-section (1) of Section 29 of the Act they define the categories of pupils requiring special educational treatment and make provision as to the special methods appropriate for the education of pupils in each category ; and are made after consultation with the Ministry of Health and Local Government.

(2) So far as these Regulations are made under sub-section (4) of Section 29 of the Act they specify the requirements necessary for recognition of a school as a special school and as to withdrawal of approval from any school which fails to comply with the Regulations so prescribed.

(3) So far as these Regulations are made under sub-section (5) of Section 30 of the Act they prescribe the form of medical certificate to be issued in respect of a child who is to be certified as a handicapped pupil.

(4) So far as these Regulations are made under Section 104 and 106 of the Act, they prescribe the conditions under which expenditure on special schools and the education of handicapped children shall qualify for grant; and are made with the approval of the Ministry of Finance.

3. In these Regulations, unless the contrary intention appears, the following expressions have the meanings hereby assigned to them, that is to say :—

" Approved " means approved by the Ministry;

" Handicapped Pupils " means pupils falling within one or more of the categories defined by Regulation 4 as requiring special educational treatment;

" Inspector " means any person employed by the Ministry for the purpose of inspection;

" Recognised " means recognised by the Ministry for the purposes of these Regulations;

" School Authorities " means the local education authority in the case of a special school managed by a local education authority, and the body of managers in the case of a special school not managed by a local education authority.

Categories of Handicapped Pupils

4. The several categories of pupils requiring special educational treatment are hereby defined as follows :—

(*a*) Blind pupils; that is to say, pupils who have no sight or whose sight is or is likely to become so defective that they require education by methods not involving the use of sight.

(*b*) Partially sighted pupils; that is to say, pupils who, by reason of defective vision, cannot follow the ordinary curriculum without detriment to their sight or to their educational development, but can be educated by special methods involving the use of sight.

(*c*) Deaf pupils; that is to say, pupils who have no hearing or whose hearing is so defective that they require education by methods used for deaf pupils without naturally acquired speech or language.

(*d*) Partially deaf pupils; that is to say, pupils whose hearing is so defective that they require for their education special arrangements or facilities but not all the educational methods used for deaf pupils.

(*e*) Delicate Pupils; that is to say, pupils who, by reason of impaired physical condition cannot, without risk to their health be educated under the normal regime of a school other than a special school.

(*f*) Educationally Sub-normal Pupils ; that is to say, pupils who, by reason of limited ability or other conditions resulting in educational retardation, require some specialised form of education wholly or partly in substitution for the education normally given in schools other than special schools.

(*g*) Epileptic Pupils ; that is to say, pupils who, by reason of epilepsy, cannot be educated in a school other than a special school without detriment to the interests of themselves or other pupils and require education in a special school.

(*h*) Maladjusted Pupils ; that is to say, pupils who show evidence of emotional instability or psychological disturbance and require special educational treatment in order to effect their personal, social or educational readjustment.

(*i*) Physically handicapped Pupils ; that is to say, pupils not being pupils suffering solely from a defect of sight or hearing, who, by reason of disease or crippling defect, cannot be satisfactorily educated in a school other than a special school without detriment to their health or educational development.

(*j*) Pupils suffering from Speech Defect ; that is to say, pupils who, on account of stammering, aphasia or defect of voice or articulation not due to deafness, require special educational treatment.

Ascertainment

5. Medical Officers who are to be employed for the purpose of ascertaining whether pupils require special educational treatment and for the subsequent medical examination and treatment of such pupils shall in every case possess such special qualifications or experience as the Ministry, with the concurrence of the Ministry of Health and Local Government, may approve.

6. The medical certificate required to be issued by a medical officer under the terms of sub-section (5) of Section 30 of the Act shall be in the Form M.1 in Schedule I hereto or as near thereto as possible.

Special Educational Treatment of Handicapped Pupils

7.—(1) Unless the Ministry otherwise determines in the case of any particular handicapped pupil, every pupil who is blind, deaf, physically handicapped, epileptic or aphasic, whether or not he falls within some other category of handicapped pupils, shall be educated in a special school, and if the pupil is blind or epileptic, the school shall be a boarding school.

(2) A handicapped pupil of a category other than those aforesaid may be educated in an ordinary school if the special educational treatment afforded by such school as provided by Regulation 8 is satisfactory

in his case and his presence is not detrimental to the interests of the other pupils, but save as aforesaid, he shall be educated in a special school.

8. The methods of special educational treatment to be provided for handicapped pupils attending schools other than special schools shall include, so far as is practicable, in addition to special attention by the teacher :

(*a*) for the partially sighted, a favourable position in the classroom and the provision of special furniture, apparatus and equipment ;

(*b*) for the partially deaf, a favourable position in the classroom, the provision of individual hearing aids if necessary and tuition in lip-reading ;

(*c*) for a delicate pupil, education under favourable hygienic conditions with special provision for nutrition and rest ;

(*d*) for educationally sub-normal pupils, tuition adapted to their special needs either individually or in small groups or classes including adequate facilities for practical work ;

(*e*) for maladjusted pupils, such special educational treatment as may be considered appropriate in the light of a recommendation by a suitably qualified person employed by a local education authority or by a child guidance centre or clinic ; and

(*f*) for a pupil suffering from speech defect other than an aphasic pupil, special training and treatment by a duly qualified speech therapist.

Boarding and Lodging of Handicapped Pupils

9. Any arrangements made by a local education authority for boarding and lodging handicapped pupils otherwise than in a boarding special school, shall be subject to the approval of the Ministry :

Provided that a hostel to be used for boarding and lodging handicapped pupils shall provide accommodation for not less than 15 such pupils unless the Ministry sanctions a lesser number.

10.—(*a*) Where a local education authority propose to board out a handicapped pupil with a foster parent, they shall arrange for the inspection of the home by an officer appointed or approved by them at the following times :

(i) before admission of the first pupil ;

(ii) during the first month of residence of each pupil ; and

(iii) at least once a term.

(*b*) Not more than three handicapped pupils shall be boarded out with any foster parent unless the Ministry sanctions a larger number.

Conditions for approval of Special Schools

11. All special schools including special schools outside Northern Ireland shall comply with the requirements of Regulations 12 to 19 (inclusive) of these Regulations as a condition of approval by the Ministry for the purposes of the Act.

12. A special school shall :

(*a*) be organised for the purpose of providing special educational treatment suitable for handicapped pupils of such category, age and sex as the Ministry may approve and the number of pupils shall be sufficient for economical and effective organisation ;

(*b*) be maintained in a satisfactory state of efficiency ;

(*c*) be open at all reasonable times to inspection by officers of the Ministry or by any visitors authorised by the Ministry or by any local education authority sending pupils to the school ;

(*d*) be suitably arranged, furnished and equipped ;

(*e*) be maintained in a proper state of safety, repair and cleanliness ;

(*f*) be open during the school year for at least 200 days (exclusive of Sundays) of which not more than 5 days may be counted in any one calendar week from Sunday to Saturday inclusive ; provided that in exceptional circumstances the Ministry may sanction an alteration of this number upon application made by a Principal or other approved authority of the school ; and

(*g*) have a curriculum which shall be suitable for the mental and physical condition of the pupils in attendance.

13. The facilities provided at a boarding special school for the boarding and lodging of handicapped pupils shall be subject to the approval of the Ministry.

14. The school authorities shall :

(*a*) arrange to keep such records and furnish to the Ministry such information as the Ministry deems necessary ;

(*b*) not admit more day pupils or boarders than the number for which the accommodation of the school is assessed by the Ministry ;

(*c*) arrange for the regular and systematic medical and dental inspection and treatment of pupils from time to time as may be prescribed by appropriate regulations ;

(*d*) arrange for the medical and dental inspection of the pupils on such other occasions as shall be required and for their supervision and treatment by a medical practitioner possessing special experience of the particular disability from which the pupils are suffering ;