Army or Air Force (including, in the case of women, the Women's Auxiliaries to these Forces) and includes the Merchant Navy.

12. These Regulations shall be construed as one with the Principal Regulations.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 17th day of July, 1946, in the presence of

(L.S.) *G. R. McConnell,*
Assistant Secretary.

REGULATIONS, DATED 10TH DECEMBER, 1946, MADE BY THE MINISTRY OF EDUCATION UNDER THE EDUCATION ACTS (NORTHERN IRELAND), 1923 TO 1942, AFTER CONSULTATION WITH THE MINISTRY OF FINANCE.

1946. No. 214

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 65, 69 and 77 of the Education Act (Northern Ireland), 1923, and of all other powers enabling it in that behalf, and after consultation with the Ministry of Finance, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Public Elementary Schools Regulations, 1934, Amending Regulations, No. 23, 1946.

(2) In these Regulations the expression "the Principal Regulations" means the Public Elementary Schools Regulations, 1934, as amended by subsequent Regulations other than these Regulations.

(3) These Regulations shall be construed as one with the Principal Regulations.

2. Article 16 of the Principal Regulations shall have effect as if for the word "attendance" there were substituted the words "daily enrolment".

3. For Article 23 of the Principal Regulations there shall be substituted the following Article :—

"23. The manager shall enter into an agreement with each teacher on one of the forms approved by the Ministry and the execution of such agreement shall be a necessary condition for the payment of salary to the teacher : Provided that in temporary and exceptional circumstances the Ministry may relax this rule, and that the rule shall not apply to supplementary assistants (as defined in paragraph (4) of Article 40), to assistant teachers appointed temporarily in accordance with the provisions of paragraph (2) of Article 44, or to locum tenens teachers."

4. The second sub-paragraph of paragraph (*a*) of Article 34 of the Principal Regulations is hereby amended as follows :—

(1) by the substitution of the words " The secular instruction period shall, unless in special circumstances it be otherwise determined by the Ministry," for the words " The secular instruction period shall ".

(2) by the deletion of the words " a meeting must include at least two hours secular instruction and ".

5. Article 35 of the Principal Regulations shall have effect as if for the words " A ' half-attendance ' shall mean presence at secular instruction " there were substituted the words " A ' half-attendance ' shall mean presence at secular instruction (being of not less than two hours duration) ".

6. For Definition (*b*) of Definitions : Staffing : Part IV of the Principal Regulations there shall be substituted the following Definition :—

" (*b*) (i) The term " average daily enrolment " for any period shall mean the result arrived at by dividing the aggregate of the number of pupils on the rolls of the school in accordance with the Regulations of the Ministry on each " working day " during that period by the number of working days in that period.

(ii) For the purpose of this Definition and of paragraph (4) of Article 40 of the Principal Regulations as amended by these Regulations a " working day " means any day, other than a Saturday or Sunday, on which the school was in operation."

7. Article 39 of the Principal Regulations is hereby amended as follows :—

(1) by the insertion after " principal teachers," of the words " privileged assistants," ;

(2) by the insertion after " vice-principals," of the words " holders of the second post of special responsibility and " ;

(3) by the deletion of the words " and junior assistant mistresses ".

8. For Article 40 of the Principal Regulations there shall be substituted the following Article :—

" 40. (1) (i) Save as provided in paragraphs (2), (3), (4) and (8) of this Article, in Articles 17 and 136 of the Principal Regulations and in Article 45 of the Principal Regulations as amended by these Regulations, the maximum number of assistant teachers

in a school (in addition to a principal) in respect of whose salaries grants may be made by the Ministry shall be as follows :—

Average daily enrolment for year ending 31st December	*Maximum number of assistants (in addition to a principal) for year commencing 1st July following*
25 to 64 pupils	1 Assistant
65 to 104 ,,	2 Assistants
105 to 144 ,,	3 Assistants
For each 40 pupils thereafter	1 Assistant.

(ii) For the purpose of this paragraph the expression " assistant teacher " shall include a privileged assistant, or a vice-principal or a holder of the second post of special responsibility.

(2) Where instruction in one or more of the following subjects, viz., Domestic Economy, Handwork, Horticulture, Nature Study, Elementary Science, Art, Physical Education or such other subject as the Ministry may determine is given to pupils of a public elementary school by teachers on the staff of that school, assistant teachers, additional to the number allowable under paragraphs (1), (3) and (4) of this Article, may be recognised and grants in respect of their salaries made by the Ministry : Provided that such additional assistant teachers (hereinafter referred to as " special subjects assistants ") shall be recognised and grants in respect of their salaries made only where the Ministry is satisfied that suitable accommodation and equipment for instruction in the aforesaid subject or subjects are available.

The number of special subjects assistants who may be so recognised in a school shall be determined as follows :—

Average daily enrolment in standards V and above for year ending 31st December	*Number of special subjects assistants who may be recognised in year commencing 1st July following*
120 —239	1
240 —359	2
360 —479	3
For each 120 pupils thereafter	one :

Provided always that the Ministry may in special circumstances recognise and make grants in respect of the salary of a special subjects assistant notwithstanding that the average daily enrolment does not reach the minimum figures prescribed in the foregoing table.

(3) Assistant teachers additional to those allowable under paragraphs (1), (2) and (4) of this Article may be recognised in a school and grants in respect of their salaries made by the Ministry for approved educational instruction of a special or experimental nature.

(4) Where for any period of twenty-three consecutive working days the average daily enrolment of all pupils in a school when reduced

by twenty-five and divided by forty gives a quotient of at least one in excess of the number of assistants allowable under paragraph (1) of this Article (but exclusive of any assistant allowable under paragraphs (2) or (3) of this Article), then for each such unit of excess an assistant teacher (hereinafter referred to as a " supplementary assistant ") may be recognised and grants in respect of his salary made by the Ministry.

(5) Grants by the Ministry in respect of the salary of a supplementary assistant shall not be made from a date earlier than the day following the expiration of the qualifying period.

(6) Grants by the Ministry in respect of the salary of a supplementary assistant shall not be continued after

(i) the end of the first month following the end of the quarter in which the qualifying conditions are fulfilled, unless the qualifying average is maintained for the period from the first day of the qualifying period to the end of the said quarter ;

(ii) the end of the first month following the end of any subsequent quarter, unless the qualifying average is maintained for that quarter.

(7) For the purpose of paragraphs (5) and (6) of this Article

(i) " qualifying period " means the period of twenty-three working days during which the conditions required under paragraph (4) of this Article to warrant the recognition of a supplementary assistant are fulfilled ;

(ii) " qualifying average " means the figure of average daily enrolment required under paragraph (4) of this Article to warrant the recognition of a supplementary assistant ;

(iii) " qualifying conditions " means the conditions required under paragraph (4) of this Article to warrant the recognition of a supplementary assistant ; and

(iv) " Quarter " means a period of three months ending 31st March, 30th June, 30th September or 31st December.

(8) The Ministry may, with the consent of the Ministry of Finance, authorise the appointment and payment of a teaching staff in excess of the maximum normally allowable under the foregoing provisions of this Article in any school for children who, though not afflicted children as defined in the Education Act (Northern Ireland), 1923, are subject to disability which renders necessary a larger staff of teachers possessing the ordinary qualifications."

9. For Article 42 of the Principal Regulations there shall be substituted the following Article :—

" 42. (1) Where the average daily enrolment in a school for a year ending 31st December exceeds 200 pupils, a Vice-Principal may be recognised during the whole or any portion of the year commencing 1st July following.

(2) Where the average daily enrolment in a school for a year ending 31st December exceeds 300 pupils, a Holder of the Second Post of Special Responsibility may be recognised, in addition to a Vice-Principal, during the whole or any portion of the year commencing 1st July following.

(3) In schools in which there are both a post of Vice-Principal and a Second Post of Special Responsibility one of the posts shall normally be held by a woman teacher."

10. For Article 43 of the Principal Regulations there shall be substituted the following Article :—

" 43. In a mixed school under a man principal where an average daily enrolment sufficient for the recognition of an assistant teacher under Article 40 is not maintained, a woman assistant teacher may nevertheless be recognised; and provided that she was serving in the school on 1st July, 1934, and that one of the following conditions (*a*), (*b*) or (*c*) was complied with, she may be retained in the school as a personal privilege in the event of the man principal being replaced by a woman principal, or, if already in actual enjoyment of that privilege under the regulations in force prior to 1st July, 1934, she may continue to be so retained :—

(*a*) that the school is under a man principal who was recognised as principal teacher of the school from a date prior to 1st January, 1921, and that a grant for either an assistant teacher or a junior assistant mistress was at the time available in the school ; or

(*b*) that the woman assistant teacher was recognised as assistant teacher or as junior assistant mistress in the school from a date prior to 1st January, 1921 ; or

(*c*) that the woman assistant teacher was recognised as assistant teacher or as junior assistant mistress in the school whilst it was under a man principal who had been in charge of the school from a date prior to 1st January, 1921."

11. For Article 44 of the Principal Regulations there shall be substituted the following Article :—

" 44. (1) A school shall not be entitled to the maximum number of assistants allowed by Article 40 unless the Ministry is satisfied that the accommodation is such as to provide adequate teaching facilities for all the members of the staff.

(2) Where the number of teachers who may be recognised in a school under the terms of paragraphs (1) or (4) of Article 40 exceeds the number who could be recognised on 31st December, 1946, under the regulations then in force, the additional post or