

1984 No. 268

EDUCATION

Grammar Schools (Fees) Regulations (Northern Ireland) 1984

Made 31st July 1984

Coming into operation 1st August 1984

The Department of Education, in exercise of the powers conferred on it by Articles 22(a) and 125(1) of the Education and Libraries (Northern Ireland) Order 1972(b) and of every other power enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Grammar Schools (Fees) Regulations (Northern Ireland) 1984 and shall come into operation on 1st August 1984.

Revocation

2. Regulations 36(2), 37 and 38 of the Secondary Schools (Grant Conditions) Regulations (Northern Ireland) 1973(c) and the Secondary Schools (Grant Conditions) (Amendment No. 2) Regulations (Northern Ireland) 1981(d) are hereby revoked.

Interpretation

3. In these regulations—

“Group A voluntary school” means a school which before 18th January 1951 elected to be classified as a Group A voluntary school or which has been subsequently so classified by the Department;

“Group B voluntary school” means a school which before 18th January 1951 elected to be classified as a Group B voluntary school and has not been subsequently reclassified;

“preparatory department” means the part of a school in which primary education is provided;

“non-fee-paying pupil” has the meaning assigned to it in regulation 5 of the Grammar School Pupils’ (Admissions, Grants and Allowances) Regulations (Northern Ireland) 1978(e);

“the Order” means the Education and Libraries (Northern Ireland) Order 1972;

“school” means a grammar school;

“secondary department” means the part of a school in which secondary education is provided;

“voluntary school” means a voluntary grammar school.

(a) As substituted by S.I. 1984/1156 (N.I. 6) Art. 23

(b) S.I. 1972/1263 (N.I. 12)

(c) S.R. & O. (N.I.) 1973 No. 403

(d) S.R. 1981 No. 200

(e) S.R. 1978 No. 217 as amended by S.R. 1984 No. 269

School fees other than Group B voluntary school fees

4.—(1) Subject to paragraph (2), the managers of a school, other than a Group B voluntary school, may charge a fee in respect of any pupil enrolled in the preparatory department or secondary department of the school for the purpose of meeting expenditure required to carry on the preparatory department or, as the case may be, the secondary department of the school except—

- (a) expenditure incurred or to be incurred for the provision or alteration of the premises of the school; and
- (b) expenditure incurred or to be incurred for the provision of equipment for the school not being expenditure towards which grant is payable under Article 106A of the Order.

(2) Paragraph (1) shall not apply in respect of a pupil who is a non-fee-paying pupil.

Group B voluntary school fees

5.—(1) Subject to paragraphs (2) and (3), the managers of a Group B voluntary school may, for the purpose of meeting expenditure required to carry on the school, other than the boarding department of the school, charge a fee in respect of any pupil enrolled in the school.

(2) The managers of a Group B voluntary school shall not charge a fee in respect of a non-fee-paying pupil for the purpose of meeting any expenditure in respect of which grant is payable under Article 106A of the Order.

(3) The amount of any fee, or part of a fee, charged in accordance with the provisions of this regulation in respect of a pupil, other than a non-fee-paying pupil, for the purpose of meeting any expenditure in respect of which grant is not payable under Article 106A of the Order shall be not less than the amount of any fee charged in accordance with the provisions of this regulation in respect of a non-fee-paying pupil.

Fees towards building and equipment expenditure in Group A voluntary schools

6.—(1) Subject to paragraph (2), where the managers of a Group A voluntary school incur, or intend to incur, expenditure for the provision or alteration of the premises of the school or for the provision of equipment for the school other than—

- (a) expenditure in respect of a boarding department;
- (b) expenditure towards which grant is payable under Article 106A of the Order;

they may, for the purpose of meeting such expenditure, charge a fee in respect of any pupil enrolled in the school.

(2) The amount of any fee charged in accordance with the provisions of paragraph (1) in respect of any pupil enrolled in the secondary department of a school shall not exceed £40 per annum.

Boarding fees

7. Where a pupil attends a school as a boarder, the managers of the school may, for the purpose of meeting expenditure required to carry on the boarding department of the school, charge a fee in respect of that pupil.

Sealed with the Official Seal of the Department of Education for Northern Ireland on 31st July 1984.

(L.S.)

R. T. Holmes

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations prescribe the purposes for which the managers of grammar schools may charge fees and the pupils in respect of whom each type of fee may be charged. The regulations also prescribe the maximum fee which the managers of a Group A voluntary grammar school may charge, in respect of any pupil enrolled in the secondary department, for the purpose of meeting expenditure incurred or to be incurred for the provision or alteration of the premises of the school or for the provision of equipment for the school other than expenditure in respect of a boarding department and expenditure towards which grant is payable under Article 106A of the Education and Libraries (Northern Ireland) Order 1972.