

1973/32



THE PRIVATE SCHOOL GRANTS REGULATIONS 1973

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 19th day of
February 1973

Present:

THE HON. N. E. KIRK PRESIDING IN COUNCIL

PURSUANT to the Education Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

1. **Title**—These regulations may be cited as the Private School Grants Regulations 1973.

2. **Interpretation**—(1) In these regulations, unless the context otherwise requires,—

“Director-General” means the Director-General of Education:

“Governing body”, in relation to a private school, means all persons who have the control and management of the school, whether they have a proprietary interest in the school or not:

“Minister” means the Minister of Education:

“Private school” means a private primary school or a private secondary school registered in accordance with section 186 of the Education Act 1964:

“State school” means a primary or secondary school established or deemed to be established under Part III of the Education Act 1964.

(2) In determining the conditions under which grants may be paid under these regulations, any reference to the State teaching service shall mean reference to service by a teacher in the employment of the controlling authority of a school, technical institute, or teachers college established or deemed to be established under Part III of the Education Act 1964, and shall include service as a student at a teachers college, but shall not include service as a kindergarten teacher.

3. Grants to private schools—In respect of each year ending with the 31st day of January, cash grants may be paid, out of money appropriated by Parliament for the purpose, to the governing bodies of private schools, for use by the governing bodies for the purposes and in accordance with the conditions set out in these regulations.

4. Amount of grants—The basis of calculating the amount of any grant made under these regulations shall be determined from time to time jointly by the Minister and the Minister of Finance.

5. Minister may make conditions—The Minister may, from time to time, make such conditions as he shall think fit in respect of any grant made under these regulations. The conditions may include a requirement that the books of account in respect of any of the school's activities, whether supported by a grant made under these regulations or not, shall be available for inspection at any time by any officer of the Department of Education approved for the purpose by the Director-General.

6. Newly registered private schools—Where a private school is newly registered, any grant payable under these regulations during the year in which the school opens shall be abated so that it bears the same proportion to the grant payable for a whole school year as the number of completed terms the school is open during that year bears to a full school year of 3 terms. For the purposes of this regulation, terms of the school year at a private school are to be ascertained as if the private school were a State school.

7. Grant for general and incidental expenses—Grants for general and incidental expenses may be made to the governing bodies of private schools. Grants made under this regulation shall be applied for the following purposes:

- (a) General school expenses including class materials, library books, and the maintenance of school libraries and other school requisites:
- (b) Expenses incurred by the school in the transaction of its business:
- (c) The payment of any insurance premiums in respect of insurance against any liability to which the school may be subject:
- (d) The provision of materials and equipment for the purpose of cleaning the school and school grounds:
- (e) The provision and maintenance of first aid facilities and materials:
- (f) The provision and maintenance of toilet facilities:
- (g) The cost of operation and repair of equipment:

- (h) The cost of heating and lighting the school premises:
- (i) The cost of supply of water for all purposes to the school premises:
- (j) The supply of school books and stationery for pupils in cases where the principal or head teacher certifies that the parents or guardians of the pupil are in necessitous circumstances:
- (k) Such other purposes as the Minister may approve.

8. Special grants to private primary schools—In addition to any grant for general and incidental expenses made under regulation 7 of these regulations, grants may be made to the governing bodies of private primary schools for the following purposes:

- (a) The actual cost of the rental of 1 telephone installed in the school premises; but only if the rental is incurred in accordance with the provisions of the Education (School Committees Incidental Expenses) Regulations 1956*:
- (b) The maintenance, filtration, and general running expenses of a swimming pool for the school; but no grant shall be made in respect of a swimming pool for any year in which the pool was not operational on the 1st day of February of that year.

9. Grants for administration expenses—Grants may be made for administration expenses, to the governing bodies of private schools. Grants made under this regulation shall be applied for the following purposes:

- (a) The wages of non-teaching staff including library and laboratory assistants, nursing aides, teachers' aides, caretakers, cleaners, and groundsmen:
- (b) Such general office and administration expenses incurred in the administration of the school as the Minister may approve:
- (c) Maintenance of buildings:
- (d) Such other expenses incurred in the administration of the school as the Minister may approve.

10. Grants for furniture, equipment, and swimming pools—In addition to any other grant made under these regulations, grants may be made to the governing bodies of private schools towards the cost of basic furniture and equipment, and swimming pools, for new private schools or for extensions or expansion of existing private schools or private schools which offer new facilities or courses.

11. Grant towards the cost of teachers' salaries—Grants may be paid to the governing bodies of private schools towards the cost of salaries of teachers employed by the governing bodies. In determining the conditions on which a grant under this regulation shall be made, the Minister shall have regard to the following matters:

- (a) The number of teachers employed by the governing body in relation to the roll of pupils of a comparable State school:

- (b) The salary or stipend paid by the governing bodies to a teacher in relation to the amount that teacher would earn if he were employed in a State school:
- (c) The effect on any State school of the establishment of a new private school or the significant extension of the size and activities of an existing private school by the governing body:
- (d) The qualifications, service, and experience of any teacher employed by the governing body:
- (e) Any other circumstances the Minister thinks relevant.

12. Calculation of number of pupils on roll—(1) If any grant under these regulations is to be calculated on a basis of the number of pupils attending the private school, that number shall be computed as follows:

- (a) In the case of private primary schools, the number of pupils on the roll of the school as at the 30th day of September of the year preceding the year in respect of which the grant is made:
 - (b) In the case of private secondary schools, the number of pupils on the roll of the school as at the 1st day of March of the year in respect of which the grant is made:
 - (c) In the case of a newly opened private school, the number of pupils on the roll of the school on the opening day of the term following the term during which the school opens.
- (2) For the purposes of this regulation, terms of the school year at a private school are to be ascertained as if the private school were a State school.

13. Accounting for grants—(1) Each governing body shall—

- (a) Keep accounts in a manner approved by the Director-General showing fully the true disposition of grants made under these regulations. Accounts shall be available for inspection by any officer of the Department of Education approved for the purpose by the Director-General:
 - (b) Cause the accounts of grants made under these regulations to be balanced at a date each year approved by the Director-General and a statement of account to be prepared in a manner approved by the Director-General showing:
 - (i) Figures of receipts and expenditure of money granted under these regulations:
 - (ii) The nature and value of assets acquired wholly or partly from money granted under these regulations and any debts or other liabilities in respect of such assets.
- (2) The accounts and statements mentioned in subclause (1) of this regulation shall be audited by a chartered accountant in a manner approved by the Director-General and a true copy of the audited accounts and statements shall be sent by the governing body to the Director-General by a date to be approved by the Director-General.

14. Disposal of equipment—Any equipment that has been acquired wholly or partly from money granted under these regulations shall, in the event that the school is closed, or, according to the report of

an Inspector of Schools or of an officer approved under subclause (1) of regulation 13 of these regulations, is no longer required or is to be otherwise replaced or disposed of for school or teaching purposes, shall be disposed of in a manner approved by the Director-General which shall take into account that the equipment has been acquired wholly or partly from money granted under these regulations.

15. Minister may direct grants to cease—The Minister may direct that the payment to any governing body of any grant under these regulations shall cease immediately if he is satisfied that the governing body has failed to comply with any provision of these regulations.

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations enable the making of grants to registered private schools. The amount of grants, to be paid out of money appropriated by Parliament for the purpose, is to be ascertained in accordance with the basis of calculating the grants, which is to be determined from time to time jointly by the Minister of Education and the Minister of Finance.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 22 February 1973.

These regulations are administered in the Department of Education.