

1955/117

THE NATIONAL RESEARCH FELLOWSHIP REGULATIONS 1955

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 2nd day of August 1955

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Scientific and Industrial Research Act 1952, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the National Research Fellowship Regulations 1955.

(2) These regulations shall come into force on the 2nd day of August 1955.

2. In these regulations, unless the context otherwise requires,—

“Council” means the Council of Scientific and Industrial Research:

“Fellowship” means a National Research Fellowship awarded under these regulations:

“Minister” means the Minister in Charge of the Department of Scientific and Industrial Research:

“New Zealand student” means a British subject who is a graduate of the University of New Zealand:

“Permanent Secretary” means the Permanent Secretary of the Department of Scientific and Industrial Research, and includes any person he authorizes in writing to act on his behalf:

“United Kingdom student” means a British subject who is a graduate of any United Kingdom University:

“University of New Zealand” means the University of New Zealand as reconstituted under the New Zealand University Amendment Act 1926; and the terms “constituent college” and “Professor of the University” have the meaning assigned to them by section 2 of that Act.

3. The Minister may, on application made to him in that behalf and after considering the advice of the Council, award to persons approved for this purpose by the Council, being United Kingdom students or New Zealand students, fellowships for the purpose of enabling them to carry out independent research in any branch of science.

4. Such awards of fellowships shall not exceed four in each year, of which—

- (a) Not more than one in any one year may be awarded to a United Kingdom student for research in New Zealand:
- (b) Not more than four in any one year (less any award under paragraph (a) of this regulation) may be awarded to New Zealand students.

5. (1) Application to the Minister for the award of a fellowship shall be in writing delivered to the Permanent Secretary at Wellington not later than the 30th day of September in any year:

Provided that the Minister, in his discretion, may consider and make an award on any application received after that date as if it had been received not later than that date.

(2) Every applicant for a fellowship shall, in his application, specify with reasonable particularity the nature of the research proposed to be undertaken in the event of a fellowship being awarded to him.

(3) Every applicant shall support his application, either by testimonials from at least two persons testifying in respect of the applicant's qualifications and ability, or by nomination of at least two persons whom he has requested to forward directly to the Permanent Secretary confidential testimonials on his behalf, or by at least one such testimonial and one such nomination.

(4) Every applicant shall support his application by a recent photograph of himself.

6. (1) The value of every fellowship shall be determined by reference to the salary scale for officers of the professional division of the Public Service and to the table of minimum commencing salaries for appointees with university degrees as published from time to time in the Public Service Official Circular and supplements thereto.

(2) There shall be paid to every holder of a fellowship an amount in each year equal to the amount which would be paid during that year by way of salary to an officer of the professional division of the Public Service who is paid a salary one increment above the minimum commencing salary for an appointee holding the Master of Science degree with first class honours:

Provided that the value of every fellowship shall be adjusted in the following circumstances:

- (a) If the salary scale for officers of the professional division of the Public Service is adjusted by order of the Government Service Tribunal, the adjustment to the value of the fellowship shall apply from the date of the salary adjustment stated in the order:
- (b) If the minimum commencing salary for an appointee holding the Master of Science degree with first class honours is adjusted on the decision of the Public Service Commission, the adjustment to the value of the fellowship shall apply from the date the decision by the Public Service Commission is effective.

(3) The amount of the fellowship shall be paid to the holder by equal quarterly instalments in arrears:

Provided that in any case of special necessity, the Permanent Secretary, in his discretion, may approve payment in advance of any instalment or instalments other than the final instalment.

(4) In addition to that amount, the Permanent Secretary, in his discretion, may pay to the holder of a fellowship or on his behalf—

(a) A sum not exceeding £100 in the aggregate for the purchase of any books, apparatus, or service specially required for the purpose of carrying out his research and towards the cost of his travelling expenses while engaged thereon, and for any fees payable to any constituent college or other institution approved by the Permanent Secretary. This sum of £100 may, in the event of the fellowship being extended, be exceeded at the discretion of the Permanent Secretary, but in no case shall the amounts payable under this paragraph exceed £200 in the aggregate:

(b) If the holder of a fellowship is married, an allowance at the rate of £100 a year:

(c) If the fellowship is awarded to a New Zealand student for research out of New Zealand in a country other than Australia, or to a United Kingdom student for research in New Zealand, a sum not exceeding £200 in the aggregate for travelling expenses from his home to the institution where he will be undertaking his research and for his return from that institution to his home:

(d) If the fellowship is awarded to a New Zealand student for research in Australia, a sum not exceeding £50 in the aggregate for travelling expenses from his home to the institution where he will be undertaking his research and for his return from that institution to his home.

(5) All the amounts specified in this regulation are expressed in New Zealand currency.

7. (1) Every fellowship shall be tenable for one year, but may be terminated by the Minister at any time in his discretion and without the Minister assigning any reason for the termination if the Minister and the Council cease to be satisfied that the holder is complying with the conditions on which the fellowship is held.

(2) Without affecting the number of new fellowships that may be awarded in any year, the Minister may, after considering the advice of the Council, extend the term of any fellowship for not more than one extra year.

8. The research for which a fellowship has been awarded shall be carried out at some institution or other place approved for the purpose by the Minister either in New Zealand or overseas and in accordance with such conditions as the Minister may from time to time impose.

9. Except with the consent of the Permanent Secretary, the holder of a fellowship shall not, during the term of the fellowship, engage in any work or occupation other than the research for which the fellowship was awarded or accept any other bursary, scholarship, or other award.

10. The holder of a fellowship shall furnish the Permanent Secretary with quarterly reports as to the progress of his research. Each such report shall be accompanied by a certificate from a Professor of the University or other person approved for the purpose by the Permanent Secretary to the effect that the holder of the fellowship has worked to his satisfaction and in conformity with the conditions of the fellowship.

11. The holder of a fellowship shall not claim and shall not be paid the final instalment of the sum payable to him hereunder unless and until he has furnished the Permanent Secretary with a detailed report covering his complete research, confirmed by certificates in writing from the Professors of the University or other qualified persons under whose supervision the research had been done.

12. The Permanent Secretary may publish any such report or any part thereof.

13. If the holder of a fellowship, whether during the tenure of his fellowship or later, publishes a report or thesis arising out of the research made during the tenure of his fellowship, he shall therein acknowledge the assistance received from his fellowship.

14. At the expiry of the tenure of a fellowship (including any extension thereof) awarded to a New Zealand student, the holder shall, in consideration of the award of a fellowship and the payment of money thereunder—

- (a) Resume employment with the employer by whom he was employed at the time of the award and remain in that employment for a period of not less than two years; or
- (b) Where he is unable to obtain employment with his former employer in a capacity and at a remuneration considered by the Council to be commensurate with his qualifications and experience, accept such employment in New Zealand or overseas as may be approved by the Permanent Secretary.

15. For the purpose of securing fulfilment by the holder of a fellowship awarded to a New Zealand student of the obligations imposed by regulation 14 hereof, the Minister may require the holder, as a condition of the award of the fellowship, to enter into a bond in such form and for such amount, not exceeding the total amounts payable to or on behalf of the holder under regulation 6 hereof during the term of the fellowship and any extension thereof, as the Minister thinks fit.

16. Except with the consent of the Permanent Secretary, the holder of a fellowship shall not patent any discoveries, inventions, or improvements in processes, apparatus, and machines resulting from his studies under the fellowship.

17. (1) The National Research Fellowship Regulations 1953* are hereby revoked.

(2) Every fellowship awarded under the National Research Fellowship Regulations 1953* the term of which or of any extension of which has not expired at the commencement of these regulations shall enure for the purpose of these regulations as if it had been awarded or extended (as the case may be) under these regulations:

Provided that any amounts paid to the holder under regulation 6 (3) of the first-mentioned regulations before the commencement of these regulations shall be deemed to have been paid to him on account of any corresponding allowance to which he may be entitled after that date under regulation 6 (4) of these regulations.

T. J. SHERRARD,
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 replace the National Research Fellowship Regulations 1953. They substantially re-enact those regulations, with the following modifications:

- (a) The closing date has been changed from 31 October to 30 September (reg. 5 (1)).
- (b) To avoid amending the regulations if costs of living vary, the value of the fellowships is related to a point on the salary scale for officers of the professional division of the Public Service. Should adjustments be made to this salary scale, corresponding adjustments will be made in the value of the fellowships (reg. 6 (1) and (2)). The present value of fellowships is £705 a year.
- (c) The maximum amount which may be paid for books, apparatus, transport on research work, fees, etc., has been increased from £50 to £100 with the proviso that where the term of the fellowship is extended the maximum may be increased to £200 at the discretion of the Permanent Secretary (reg. 6 (4) (a)).
- (d) The sum payable for travel to countries other than Australia is increased from a maximum of £150 to a maximum of £200 (reg. 6 (4) (c)).

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 August 1955.

These regulations are administered in the Department of Scientific and Industrial Research.