

1963/162

**THE NATIONAL RESEARCH FELLOWSHIP REGULATIONS
1963**

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 11th day of September
1963

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 1963.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

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 New Zealand citizen within the meaning of the British Nationality and New Zealand Citizenship Act 1948 who is a graduate of any University or place approved for the purpose by the Permanent Secretary:

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

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

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 may be awarded to New Zealand students:

Provided that the number of fellowships which may be awarded under this paragraph shall not exceed three in any year in which any award is made under paragraph (a) of this regulation.

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.

(5) Every applicant, being a New Zealand student, shall support his application by a written statement from his employer that the employer will, at the expiry of the tenure of the fellowship or of any extension thereof, re-employ the holder.

6. (1) The value of every fellowship shall be determined by reference to the appropriate salary scale for officers 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 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, if the appropriate salary scale for officers of the Public Service is adjusted at any time, whether by Public Service determination or Public Service order or otherwise, the value of every fellowship shall be adjusted as at the date on which salaries are adjusted in accordance with the adjusted salary scale.

(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) Either—

(i) A refund of any fees (other than examination fees) payable to any University or other institution approved by the Permanent Secretary, together with a further sum, not exceeding £50 for each year or part of a year of the tenure of the fellowship, 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; or

(ii) A sum not exceeding £100 for each year or part of a year of the tenure of the fellowship, 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 (other than examination fees) payable to any University or other institution approved by the Permanent Secretary:

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

Provided that, where the holder of a fellowship is a New Zealand student with one or more dependent children and is studying overseas, this allowance may be at the rate of £200 a year:

(c) Travelling expenses incurred in travelling from his home to the institution where he will be undertaking his research, and in returning from that institution to his home or other place approved by the Permanent Secretary, which travelling expenses may, where the holder travels overseas to do his research, include return fares for sea travel at tourist class rates between his home country and the country in which he will be undertaking his research:

(d) If the holder of a fellowship is married and his wife accompanies him overseas, a grant additional to that payable under paragraph (c) of this regulation on behalf of his wife equal to two thirds of the cost of rail travel and of sea travel at tourist class rates from his home to the institution where he will be undertaking his research, and of return from that institution to his home or other place approved by the Permanent Secretary.

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

7. (1) Every fellowship shall be tenable for not less than 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 ceases 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 Permanent Secretary may, after considering the advice of the Council, extend the term of any fellowship:

Provided that in no case shall a fellowship be tenable for more than three years.

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 Permanent Secretary either in New Zealand or overseas and in accordance with such conditions as the Permanent Secretary 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 a fellowship, engage in any work or occupation other than the research for which the fellowship was awarded, or accept any other remuneration or 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 supervisor approved for this 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 under these regulations unless and until he has furnished the Permanent Secretary with a detailed report covering his complete research, confirmed by a certificate in writing from a supervisor approved for this purpose by the Permanent Secretary.

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. (1) 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, resume employment with the employer by whom he was employed at the time of the award for a period of three years or such lesser period as may be approved by the Permanent Secretary.

(2) The sums of money paid by the Crown by way of emoluments, fees, fares, and expenses are advances which are repayable, by the holder, in full or in part at the discretion of the Permanent Secretary, should this regulation not be fulfilled to the satisfaction of the Permanent Secretary:

Provided that where, by reason of illness or other sufficient reason, the holder of a fellowship is unable to fulfil the conditions of subclause (1) of this regulation, the Minister may, at his discretion, require no repayments under this regulation.

15. As a condition of the award of a fellowship to a New Zealand student the holder shall be required to certify in writing that he has read and understood regulation 14 hereof and that he will comply with its conditions.

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 regulations specified in the Schedule hereto are hereby revoked.

(2) Every fellowship awarded under the National Research Fellowship Regulations 1955, 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 subclause (4) of regulation 6 of the National Research Fellowship Regulations 1955 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 subclause (4) of regulation 6 of these regulations.

SCHEDULE

REGULATIONS REVOKED

Title	Published in Statutory Regulations	
	Serial Number	Page
The National Research Fellowship Regulations 1955	1955/117	498
The National Research Fellowship Regulations 1955, Amendment No. 1	1956/64	384
The National Research Fellowship Regulations 1955, Amendment No. 2	1957/145	733
The National Research Fellowship Regulations 1955, Amendment No. 3	1960/13	34

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 consolidate and amend the National Research Fellowship Regulations 1955. The main changes are as follows:

- (a) Every applicant is required to submit a statement from his employer that he will be re-employed at the expiry of the tenure of a fellowship;
- (b) The amount of the marriage allowance is increased to £200 a year where the holder of a fellowship who is married with one child or more takes up his award overseas;
- (c) Provision is made for a grant for the wife of the holder of a fellowship of two-thirds the amount paid for his travel;
- (d) The period of a fellowship may be extended to a total of three years;
- (e) Payments of entitlements are extended with the extension of an award;
- (f) The provisions for the enforcement of a bond are amended.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 September 1963.

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