

1977/201



THE SECONDARY SCHOOLS BURSARIES REGULATIONS 1977

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 8th day of August 1977

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL 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.

ANALYSIS

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Secondary Schools Bursaries Regulations 1977.

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

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

“Bursary” means a bursary awarded pursuant to these regulations:

“Minister” means the Minister of Education:

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

3. Bursaries—The Director-General may award bursaries in accordance with these regulations to enable pupils to attend State secondary schools or registered private secondary schools.

4. Applications—(1) Applications for bursaries shall be made to the Director-General on forms provided for the purpose by the Department of Education.

(2) Except where the Director-General is satisfied that there are special circumstances, no such application shall be considered unless it is received by the Director-General on or before the 31st day of March of the year to which it relates.

(3) Every such application shall be accompanied by a birth certificate or other evidence of the age of the applicant.

5. Qualification—The Director-General shall not award a bursary to any applicant unless:

- (a) Either he has been accredited for or has passed the University Entrance Examination or has obtained some other qualification recognised by the Director-General as being of equivalent status, or he has achieved such a standard in the School Certificate Examination as the Director-General may think adequate; and
- (b) The Director-General is satisfied that, in order to attend the nearest school affording satisfactory tuition at sixth form or seventh form level, the applicant would be obliged to live away from home or his usual place of residence; and
- (c) The applicant was under the age of 18 years on the 15th day of January in the year to which his application relates.

6. Applicant holding other bursary—(1) Except with the authority of the Director-General, given after consideration of the special circumstances of any case, no person shall hold any bursary while he is the holder of any other bursary, or while he is the holder of any scholarship or of any grant or allowance (by whatever name called) made for the purpose of assisting him to pursue his studies at any school, university, or other educational institution.

(2) Where any person holds concurrently a bursary and any other bursary, scholarship, grant, or allowance, the value of the bursary may be reduced by such amount as the Director-General considers reasonable in the circumstances.

7. Tenure—(1) A bursary shall not be tenable at a school that is not for the time being approved for accrediting purposes by the University Entrance Board.

(2) Subject to subclause (1) of this regulation, a bursary shall be tenable at any school:

Provided that, except in special circumstances, the Director-General shall not approve the holding of a bursary at any school that is not situated in the education district where the home or usual place of residence of the holder is situated.

8. Employment—It shall be a condition of every bursary that the holder shall not, while the school at which he is enrolled as a pupil is in session, be engaged in any occupation except with the consent of the Director-General.

9. Value and term of bursary—(1) Until the end of the second term of 1977, no bursary shall be paid at an annual rate exceeding \$400; and thereafter no bursary shall be paid at an annual rate exceeding \$500.

(2) The maximum period for which a bursary may be held shall be 2 years.

(3) The grant of a bursary shall not confer on the holder any legal right to the continuance of the bursary for the full term for which it is granted or to the payment of the bursary at the same rate throughout its term.

10. Payment—(1) No payment in respect of a bursary shall be made unless the Director-General is satisfied that the holder has complied with the conditions subject to which the bursary was awarded.

(2) Subject to the provisions of these regulations, payments in respect of bursaries shall be made to the holders by such instalments, as the Director-General may determine.

(3) On the application of the holder of any bursary the Director-General may in special cases suspend the payment of the bursary for such period or periods as he thinks fit; and a period during which the bursary is so suspended shall not be taken into account in computing the term of the bursary.

11. Reports by Principals—The Principal of a school at which the holder of a bursary is for the time being enrolled as a pupil shall furnish to the Director-General, when required by him to do so, a report in writing as to the progress of the holder in his course of study, and generally as to his compliance with the conditions subject to which the bursary is held.

12. Forfeiture of bursaries—(1) Subject to subclause (2) of this regulation, a bursary shall be forfeited at any time if, in the opinion of the Director-General:

(a) The holder fails to attend school regularly; or

(b) The holder has not been accredited for or has not passed either the University Entrance Examination or some other qualification recognised by the Director-General as being of equivalent status prior to the award of the bursary and fails at the end of the first year of the bursary to be accredited for or to pass the University Entrance Examination or obtain such a qualification; or

(c) The holder fails to make satisfactory progress in his studies; or

(d) The holder commits any serious breach of the rules of the school at which he is enrolled or is guilty of any serious misconduct.

(2) No bursary shall be forfeited pursuant to paragraph (a), or paragraph (b), or paragraph (c) of subclause (1) of this regulation if satisfactory evidence is produced to the Director-General that the failure of the holder was due to his illness or to some other sufficient cause beyond his control.

(3) The Director-General may determine or reduce the payments made pursuant to a bursary if, in his opinion, the circumstances of the holder no longer justify the granting of that financial assistance or, as the case may be, of financial assistance to that extent.

13. Revocations—The following regulations are hereby consequentially revoked:

- (a) The Secondary Schools Bursaries Regulations 1943*:
- (b) The Secondary Schools Bursaries Regulations 1943, Amendment No. 1†:
- (c) The Secondary Schools Bursaries Regulations 1943, Amendment No. 2‡:
- (d) The Secondary Schools Bursaries Regulations 1943, Amendment No. 3§:
- (e) The Secondary Schools Bursaries Regulations 1943, Amendment No. 4||:
- (f) The Secondary Schools Bursaries Regulations 1943, Amendment No. 5¶:

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

*S.R. 1943/203
†S.R. 1944/52
‡S.R. 1954/250
§S.R. 1962/161
||S.R. 1965/33
¶S.R. 1972/220

EXPLANATORY NOTE

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

The regulations replace the Secondary Schools Bursaries Regulations 1943, and increase the maximum annual value of a secondary schools bursary from \$300 to \$400 until the end of the second term of 1977, and thereafter to \$500.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 11 August 1977.

These regulations are administered in the Department of Education.