

- (c.) That there is no Public Elementary School open which the child can attend, within two miles, measured according to the nearest road, from the residence of such child.

*Proviso for total or partial Exemption from Attendance if Child has reached certain Standards.*

Provided that in case one of Her Majesty's Inspectors of Schools shall certify that any child between ten and thirteen years of age has reached the fifth standard of education mentioned in the New Code of Regulations of the Education Department, made on the 7th day of February, 1871, such child shall be totally exempt from the obligation to attend school, and any such child who has been so certified to have reached the fourth standard of education mentioned in the said Code, shall be exempt from the obligation to attend school more than fifteen hours in any one week.

*Determining the Time during which Children shall attend School.*

IV. Subject to the provisions of the Elementary Education Act, 1870, and of these Bye-laws, the time during which children shall so attend school, shall be the whole time the school is open for the instruction of children of similar age, provided:—

- (a.) That nothing herein contained shall prevent the withdrawal of any child from any religious observance or instruction in religious subjects.
- (b.) That no child shall be required to attend school on any day exclusively set apart for religious observance by the religious body to which his or her parent belongs.
- (c.) That no child be required to attend school on Sunday, Christmas Day, Good Friday, or any day set apart for a day of Public Fast or Thanksgiving, or on Saturday after twelve o'clock at noon.
- (d.) That no child be required to attend school on any day fixed for the inspection of the school, or examination of the scholars therein, in respect of religious subjects.
- (e.) Provided also, that any requirement contained in these Bye-laws shall not be held or construed to be contrary to anything contained in any Act for regulating the education of children employed in labour.

*Providing for Remission of School Fees in case of Poverty.*

V. If the parent of any child satisfies the School Board that he or she is unable from poverty to pay the school fees of such child, the School Board, in the case of a school provided by the Board, will remit the whole or such part of the fees as, in the opinion of the Board, the parent is unable to pay, for a renewable period to be fixed by the Board, not exceeding six calendar months.

*Penalty for Breach of Bye-laws.*

VI. Any person committing a breach of these Bye-laws or any of them shall be subject to a penalty, which, with the costs, shall not exceed five shillings for each offence; provided that all breaches of these Bye-laws by a parent, in respect of each child, in one and the same week, shall be deemed one offence.

*As to Revocation or Alteration of Bye-laws.*

VII. The Board may, from time to time, revoke or alter these or any other Bye-laws hereafter made, or any one or more of such Bye-laws, provided that seven clear days' written or printed

notice shall be given to every member of the Board (such notice pointing out every Bye-law it is intended to revoke or alter, as the case may be), and that the precise terms of any proposed new Bye-law, whether the same be by way of addition to, substitution for, or alteration of, any then existing Bye-law, be clearly contained in such notice, and such revocation, alteration, or addition shall be voted by not less than two-thirds of the members present at an ordinary meeting, and that until any altered or new Bye-law shall be sanctioned by Her Majesty in Council (as directed by the Elementary Education Act), the then existing Bye-laws shall continue in full force; provided also, that in all other respects not inconsistent with this Bye-law, the regulations of the Board for the time being, with respect to summoning, notice, place, management, and adjournment of the meetings of the Board shall apply to the consideration and determination of such revocation, alteration, or addition.

*Date on which Bye-laws shall come into operation.*

These Bye-laws shall take effect from and after the day on which the same shall be sanctioned by Order in Council.

Sealed with the Corporate Common Seal of the School Board of the parish of West Bromwich, this 27th day of May, 1873.

*Tho. Davis, Chairman.*

Sealed in the presence of  
*George Fillmore, Clerk.*



AT the Court at *Osborne House, Isle of Wight*, the 4th day of *August*, 1873.

PRESENT,

The QUEEN'S Most Excellent Majesty in Council.

WHEREAS the School Board of Bothenhampton, appointed under "The Elementary Education Act, 1870," have, in virtue of the powers conferred upon them by the seventy-fourth section of that Act, with the approval of the Education Department, made certain Bye-laws, bearing date the twenty-fourth of April, one thousand eight hundred and seventy-three, numbered 224.

And whereas all the conditions in regard to the said Bye-laws, which are required to be fulfilled by the said Act, have been fulfilled, and the said Bye-laws have been submitted for the sanction of Her Majesty in Council: Now, therefore, Her Majesty, having taken the said Bye-laws (copy whereof is hereunto annexed) into consideration, is pleased, by and with the advice of Her Privy Council, to declare, and doth hereby declare, Her sanction of the same.

*Arthur Helps.*

*Bye-laws referred to in the foregoing Order.*

No. CCXXIV.

THE ELEMENTARY EDUCATION ACT,  
1870.

*Parish of Bothenhampton.*

BYE-LAWS OF THE BOTHENHAMPTON SCHOOL  
BOARD.

In accordance with the 74th section of the Elementary Education Act, 1870, the Bothen-