

the whole, or such part of the fees as in the opinion of the Board the parent is unable to pay.

6. The penalty that shall be imposed for the breach of the said Bye-laws, or any of them, shall be a sum not exceeding, with the costs, five shillings for each offence.

In witness whereof the Common Seal of the said Board has hereunto been affixed on the 1st day of December, 1874.

Sealed in the presence of
Fredk. Thos. Griffiths, Chair-
man.
H. A. Badham, Clerk of the
Board.



AT the Court at *Osborne House, Isle of Wight*,
the 4th day of *February*, 1875.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS the School Board of Chesterfield, 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 twelfth of November, one thousand eight hundred and seventy-four, numbered 381.

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. CCCLXXXI.

THE ELEMENTARY EDUCATION ACT,
1870.

BYE-LAWS OF THE CHESTERFIELD SCHOOL
BOARD.

WHEREAS, in pursuance of a requisition sent by the Education Department to the Mayor of the borough of Chesterfield, in the county of Derby, a School Board for the district of the said borough was duly elected on the 31st day of January, 1871.

Now, at a meeting of the School Board of the said borough of Chesterfield, held at the Municipal Hall, in the said borough of Chesterfield, on Thursday, the 12th day of November, 1874, at which meeting a quorum of the members of such Board is present, the said Board do hereby, in pursuance of the powers conferred upon them by the said Elementary Education Act, 1870, and subject to the approval of the Education Department, make and ordain the following Bye-laws:—

PRELIMINARY.

In these Bye-laws—

The term "Education Department" means "The Lords of the Committee of the Privy Council on Education."

The term "Her Majesty's Inspectors" means "The Inspectors of Schools appointed by Her

Majesty on the recommendation of the Education Department."

The term "Borough of Chesterfield" means "The Municipal Borough of Chesterfield," and includes any future enlargement or extension of such municipal borough.

The term "Chesterfield School District" means the district comprised within the borough of Chesterfield.

The terms importing males in these Bye-laws include females.

The term "School Board" or "Board" means "The School Board of the District comprising the Borough of Chesterfield."

The term "School" or "Public Elementary School" means a "Public Elementary School as defined by the said Act, and includes a free school, but not an Industrial School."

The term "Parent" includes Guardian, and every person who is liable to maintain or has the actual custody of any child, but does not include the mother of a child when the father is living, and is residing within the borough.

BYE-LAWS.

1. The parent of every child residing within the Chesterfield School District shall cause such child, being not less than five nor more than thirteen years old, to attend a Public Elementary School, unless there be a reasonable excuse for non-attendance.

Any of the following reasons shall be a reasonable excuse, namely:—

- (1.) That the child is under efficient instruction in some other manner.
- (2.) That the child has been prevented from attending school by sickness or any unavoidable cause.
- (3.) That there is no Public Elementary School open which the child can attend within three miles, measured according to the nearest road, from the residence of such child.

Provided always, that if a child having attained the age of ten years has reached a standard of education which would enable it to pass a public examination, according to the fourth standard of the Government Code of February, 1871, and has obtained a certificate to that effect from one of Her Majesty's Inspectors of Schools, such child shall be wholly exempt from the obligation to attend school under these Bye-laws. And provided also, that any such child who has been so certified to have reached a standard of education which would enable it to pass a public examination according to the third standard of education mentioned in the said Code, shall be exempt from the obligation to attend more than one-half of the meetings of the school in any one week.

2. The time during which every child shall attend school shall be the whole time for which the school shall be open for the instruction of children, provided that nothing herein contained shall prevent the withdrawal of any child from any religious observance or instruction in religious subjects, or shall require any child to attend school on any day exclusively set apart for religious observance by the religious body to which his parent belongs. Provided always, that if and whenever the present Bye-laws, or any of them, shall be contrary to or inconsistent with the regulations affecting any child subject thereto, contained in any Act for regulating the education of children employed in labour, the said regulations shall prevail, and the said Bye-laws shall affect such child only to such extent as they are consistent with the said regulations.