

such prison authority, except that if during not less than six months before the election of a school board in such borough, the council has contributed to or maintained a day industrial school the powers declared by this Order to be exercisable by the prison authority shall not cease to be exercisable by the council with respect to such school until the school board in the borough resolve in the manner and with the consent (if any) prescribed by this Order to contribute towards or to maintain such day industrial school; and, notwithstanding any such resolution of the school board, any such day industrial school which was so maintained by the council may continue to be maintained by the council until the council agree to transfer such school to the school board.

Powers of school board.

10. Whereas by the 16th section of the Elementary Education Act, 1876, it is enacted that a school board shall have the same powers in relation to a certified day industrial school as they have in relation to a certified industrial school.

And whereas by the 15th section of the same Act it is enacted as follows:

The consent of one of Her Majesty's Principal Secretaries of State and not of the Education Department, shall be required for the establishing, building, and maintaining of a certified industrial or certified day industrial school by a school board, and to the spreading of the payment of the expense of such establishment and building over a number of years not exceeding fifty, and to the borrowing of money for that purpose; and for the purpose of such borrowing section ten of the Elementary Education Act, 1873, shall be held to apply to the loan in like manner as if one of Her Majesty's Principal Secretaries of State were substituted therein for the Education Department, and such establishment and building shall be deemed to be a work for which a school board is authorised to borrow within the meaning of the first schedule to the Public Works Loans Act, 1875.

It is hereby declared and ordered that the following powers shall be exercisable by a School Board:

Power to contribute towards establishment or maintenance of school (39 and 40 Vict., c. 79, s. 16; 33 and 34 Vict., c. 75, s. 27; 29 and 30 Vict., c. 118, s. 12; 36; and 37 Vict., c. 86, s. 14).

(a.) A school board may from time to time contribute such sums of money and on such conditions as they think fit, towards the alteration, enlargement, or rebuilding of a certified day industrial school, or towards the support of the inmates of such a school, or towards the management of such a school, or towards the establishment or building of a school intended to be a certified day industrial school, or towards the purchase of land required either for the use of an existing certified day industrial school, or for the site of a school intended to be a certified day industrial school.

Provided—

1stly. That not less than 14 days previous notice of the intention of the school board, at a time and place to be mentioned in such notice; to take into consideration the making of such contribution, be given by advertisement in some one or more public newspaper or newspapers circulated within the

school district, and also in the manner in which notices relating to business to be transacted by the school board are usually given.

2ndly. That where the contribution is for alteration, enlargement, rebuilding, establishment, or building of a school or intended school, or for purchase of land, the approval of the Secretary of State be previously given for that alteration, enlargement, rebuilding, establishment, building, or purchase.

Power to establish and maintain school (39 and 40 Vict., c. 79, s. 16; 33 and 34 Vict., c. 75, s. 28; 39 and 40 Vict., c. 79, s. 15).

(b.) A school board may also, with the consent of the Secretary of State, establish, build, and maintain a certified day industrial school, and shall for that purpose have the same powers as they have for the purpose of providing sufficient school accommodation for their district; and may further, with the like consent, spread the payment of such establishment and building over a number of years not exceeding 50, and borrow money for that purpose; and for the purpose of such borrowing section 10 of the Elementary Education Act, 1873, shall be held to apply to the loan in like manner as if a Secretary of State were substituted therein for the Education Department, and such establishment and building shall be deemed to be a work for which a school board is authorized to borrow within the meaning of the first schedule of the Public Works Loans Act, 1875.

A certified day industrial school so established, built, or maintained by a School Board shall be subject to the jurisdiction of the Secretary of State, and not of the Education Department, and shall be subject to the provisions of this order.

Provided always—

That none of the powers declared by this clause of this Order to be exercisable by a School Board shall be exercisable in the case of a certified day industrial school which the council of the borough, as the prison authority, has maintained during not less than six months before the election of the original board, so long as the council themselves continue to maintain such school.

Mode of obtaining approval of Secretary of State (29 and 30 Vict., c. 118, s. 13).

11. In order to obtain the approval of the Secretary of State as aforesaid where required, the managers of the school, or promoters of the intended school, shall forward to the Secretary of State particulars of the proposed establishment or purchase, and a plan of the proposed alteration, enlargement, rebuilding, or building drawn on such scale, and accompanied by such particulars and estimate of cost, as the Secretary of State thinks fit to require; and the Secretary of State may approve of the particulars and plan submitted to him, with or without modification, or may disapprove of the same, and his approval or disapproval shall be certified by writing under his hand.

CLASSES OF CHILDREN IN CERTIFIED DAY INDUSTRIAL SCHOOLS.

(39 and 40 Vict., c. 79, s. 16).

12. Whereas it is enacted by the 16th section of the Elementary Education Act, 1876, that any child authorised by the Industrial Schools Act, 1866, to be sent to a certified industrial school,