

average) exceed the following scale, he shall be deemed unable, through poverty, to pay the school fees:—

A parent and one child ... 7s. 6d. per week.  
Two parents and one child 10s. 0d.     "  
1s. 3d. per week being added for each additional child above one year old.

8. Any person convicted of a breach of these Bye-laws before two Justices of the Peace shall be liable to a penalty not exceeding five shillings, including costs.

Sealed with the Corporate Seal  
of the School Board of the  
parish of Gildersome.



The 15th day of October, 1873.  
*Henry Booth*, Chairman.  
*Samuel Crowther*, Clerk to the Board.

**A**T the Court at *Windsor*, the 21st day of *February*, 1874.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

**W**HEREAS the School Board of Southampton, 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 sixth of November, one thousand eight hundred and seventy-three, numbered 274 :

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. CCLXXIV.

THE ELEMENTARY EDUCATION ACT,  
1870.

BYE-LAWS OF THE SCHOOL BOARD OF THE  
BOROUGH OF SOUTHAMPTON.

WHEREAS, in pursuance of a requisition sent by the Education Department to the Mayor of the borough of Southampton, a School Board for the district of the said borough was duly elected on the 16th day of March, 1871. And, whereas, Bye-laws were duly made by the said School Board on 7th day of September, 1871, and the said School Board are desirous of revoking the same and of making new Bye-Laws in lieu thereof. Now at a meeting of the School Board for the said district, duly convened and held at the offices of the said Board, in the said borough of Southampton, on Thursday, the 6th day of November, 1873, at which meeting a quorum of the members of the Board are present, the said Board do hereby, in pursuance of the powers given to them by the Elementary Education Act, 1870, and subject to the approval of the Lords of the

Committee of the Privy Council on Education, make and ordain the following Bye-laws:—

I. The said Bye-laws, made on the 7th day of September, 1871, are hereby revoked and cancelled, as from the day on which these Bye-laws shall be sanctioned by Her Majesty in Council.

II. In these Bye-laws—

Terms importing males include females.

The term "School" means either a Public Elementary School or any other school at which efficient elementary instruction is given.

The term "Public Elementary School" means a school or department of a school at which elementary instruction is the principal part of the education given, and at which the ordinary payments in respect of instruction given do not exceed nine-pence a week, and which is conducted in accordance with the 7th section of the Elementary Education Act, 1870.

The term "Parent" includes guardian and every person who is liable to maintain or has the actual custody of any child.

The term "Board" means the School Board of the borough of Southampton.

III. The parent of every child of not less than five nor more than thirteen years of age is required to cause such child to attend school, unless there be some reasonable excuse for non-attendance.

IV. In addition to the reasonable excuses for non-attendance mentioned in the Act, viz.,—

(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 ;

It shall be a reasonable excuse for non-attendance—

(3.) That there is no Public Elementary School open which such child can attend within one mile, measured according to the nearest road, from the residence of such child.

V. Except, as hereinafter provided, the time during which every such child is required to attend school is the whole time for which the school selected shall be open for the instruction of children, not being less than twenty-five hours a week, except on Sundays, and except also 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 on any day exclusively set apart for religious observance by the religious body to which his parent may belong.

VI. When the parent of any child attending any school provided by the Board satisfies the Board that he is unable from poverty to pay the school fees, the Board will remit the whole or such part of the fees as, in their opinion, he is unable to pay ; for a renewable period not exceeding three months at a time.

VII. A child of not less than ten years of age who has been certified by one of Her Majesty's Inspectors of Schools to have reached the fourth standard of Education according to the Code of Regulations issued by the Education Department for 1873, shall be altogether exempted from obligation to attend school.

VIII. Provided always, that if, and whenever, Bye-laws V and VII, or either of them, shall be 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 children only to such extent as they are consistent with the said regulations.