

V. Provided always that if, and whenever Bye-laws III and IV, or either 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.

VI. In addition to the reasonable excuses for the non-attendance of a child at school mentioned in the said Act of 1870, 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 other unavoidable cause: it shall be
- (3.) A reasonable excuse for his non-attendance that there is no Public Elementary School open which such child can attend within two miles, measured according to the nearest road, from the residence of such child.

VII. Every parent who shall not observe, or shall neglect, or violate these Bye-laws, or any of them, shall, upon conviction, be liable to a penalty not exceeding five shillings, including costs, for each offence.

VIII. If the parent of any child satisfies the School Board that the reason that his child does not attend school is, that he is unable, from poverty, to pay the whole or some part of the school fees of such child, the School 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, not exceeding six calendar months, as shall be from time to time fixed by the Board.

(Signed) *Wm. Mortimer Heath,*  
Chairman.  
*John Crumpler,*  
Vice-Chairman.  
*Henry Foot,* Clerk.



March 14, 1874.

AT the Court at *Osborne House, Isle of Wight,*  
the 6th day of *August, 1874.*

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS the School Board of Holme St. Cuthbert's, 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 thirtieth of May, one thousand eight hundred and seventy-four, numbered 319:

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. CCCXIX.

THE ELEMENTARY EDUCATION ACT,  
1870.

*Township of Holme St. Cuthbert.*

BYE-LAWS OF THE HOLME ST. CUTHBERT'S  
SCHOOL BOARD.

*Recital of Sec. 74 of the Elementary Education Act, authorising School Boards to make Bye-laws for certain purposes.*

Whereas, by the 74th section of the Elementary Education Act, 1870, it is enacted that every School Board may, from time to time, with the approval of the Education Department, make Bye-laws for certain purposes.

Know all men by these presents that at a meeting of the School Board of the said township of Holme St. Cuthbert's, duly convened and held at the Vicarage, at Holme St. Cuthbert's, on Saturday, the 30th day of May, 1874, at which meeting a quorum of the members of such Board are present, the said Board do hereby, in pursuance of the powers to them given 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:—

*Interpretation of Terms.*

1. In these Bye-laws terms importing males include females.—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 "School Board" or "Board" means the School Board of the district comprising the township of Holme St. Cuthbert.

The term "School" or "Public Elementary School" means a Public Elementary School as defined by the said Elementary Education Act, 1870, 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 township of Holme St. Cuthbert.

*Parents shall cause their Children to attend School.*

2. Subject to the provisions of the Elementary Education Act, 1870, and of these Bye-laws, the parent of every child not less than five years of age, nor more than thirteen years of age, residing within the district of the said township of Holme St. Cuthbert, shall cause such child to attend school within the said township.

*Time during which Children shall attend School.*

3. 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 of similar age, provided that nothing herein contained shall prevent the withdrawal of any child during the time or times in which any religious observance is practised, or instruction in religious subjects is given, and that no child shall be required

(a) To attend school on any day exclusively set apart for religious observance by the religious body to which his or her parent belongs.