

UNEDITED

The Education of Soldiers' Dependent Children Act

being

Chapter 176 of *The Revised Statutes of Saskatchewan, 1953*
(effective February 1, 1954).

FOR HISTORICAL REFERENCE ONLY

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

Table of Contents

	SHORT TITLE		
1	Short title	10	Determination by commission
	INTERPRETATION	11	Educational standing
2	Interpretation		DURATION AND LIMITS OF ASSISTANCE
	COMMISSION	12	Duration of assistance
3	Constitution	13	Amount of assistance
4	Expenses		GENERAL PROVISIONS
5	Attached to Education Department	14	Approval of institution
6	Jurisdiction	15	Report of progress
7	Powers	16	Effect of irregular attendance
	CONDITIONS OF GRANTING AID	17	Power to review
8	Qualifications of applicants	18	Regulations
9	Proofs to be furnished	19	Report

CHAPTER 176

An Act respecting Assistance for the Education of Soldiers' Dependent Children

SHORT TITLE

Short title

- 1 This Act may be cited as *The Education of Soldiers' Dependent Children Act*.
R.S.S. 1953, c.176, s.1.

INTERPRETATION

Interpretation

- 2 In this Act:

“commission”

- 1 “**commission**” means the Commission for the Education of Soldiers' Dependent Children;

“minister”

- 2 “**minister**” means the Minister of Education.

R.S.S. 1940, c.172, s.2; R.S.S. 1953, c.176, s.2.

COMMISSION

Constitution

- 3 There shall be a commission to be known as “The Commission for the Education of Soldiers' Dependent Children” which shall consist of the Deputy Minister of Education who shall act as chairman, a person nominated annually by the Minister of Education, and a person nominated annually by the executive committee of the Saskatchewan command of the Canadian Legion of the British Empire Service League.

R.S.S. 1940, c.172, s.3; R.S.S. 1953, c.176, s.3.

Expenses

- 4 The expenses of the commission incidental to carrying out this Act shall be paid out of the consolidated fund.

R.S.S. 1940, c.172, s.4; R.S.S. 1953, c.176, s.4.

Attached to Education Department

- 5 The commission shall be attached to the Department of Education and shall furnish the minister with such reports, statements and information as he may require.

R.S.S. 1940, c.172, s.5; R.S.S. 1953, c.176, s.5.

Jurisdiction

6 Subject to the provisions of this Act and the regulations, the commission shall have full power and authority and exclusive jurisdiction to deal with all matters pertaining to the assistance to be given, as hereinafter provided, for the education of dependent children of deceased or disabled soldiers or other persons mentioned in section 8 and its decisions shall be final.

R.S.S. 1940, c.172, s.6; 1945, c.70, s.2; R.S.S. 1953, c.176, s.6.

Powers

7 The commission may inquire into any case for which application for assistance is made and may take evidence: under oath or by affirmation.

R.S.S. 1940, c.172, s.7; R.S.S. 1953, c.176, s.7.

CONDITIONS OF GRANTING AID

Qualifications of applicants

8 The children who may be assisted shall be children resident in Saskatchewan, of:

- (a) deceased or: disabled soldiers who served in the forces of His Majesty or any of His Majesty's Allies or Associate Powers in the war of 1914-1918;
- (b) deceased or disabled persons who served in any of the naval, military or air forces of His Majesty or any of His Majesty's Allies or Associate Powers in the war of 1939-1945 or who, whether male or female, served in any capacity with any of these forces;

on whose behalf a pension allowance has been or is made under any Act or order in council of the Government of Canada, or the United Kingdom, or the Government of any British Dominion, or of any of His Majesty's Allies or Associate Powers, affecting pensions of members of such forces; provided that such soldiers or persons were resident in Saskatchewan at the time of their enlistment or draft 1945, c.70, s.3.

Proofs to be furnished

9 With every application for assistance the commission shall require:

- (a) in respect of the child on whose behalf application is made:
 - (i) a certificate of good character signed by some responsible person;
 - (ii) a certificate of birth or other satisfactory evidence of the date of birth;
- (b) in respect of the pensioner or other person applying for assistance:
 - (i) proof that a pension allowance has been payable to the father of the child concerned;
 - (ii) declaration of income;
 - (iii) declaration regarding residence.

R.S.S. 1940, c.172, s.9; 1949, c.61, s.1; R.S.S. 1953, c.176, s.9.

Determination by commission

10 The commission shall determine the educational commission standing of every applicant for assistance, his fitness for a course of study, the duration of assistance to be given and the amount and terms thereof.

R.S.S. 1940, c.172, s.10; R.S.S. 1953, c.176, s.10.

Educational standing

11 The minimum educational standing of applicants assisted shall be Grade VIII or its equivalent as defined from time to time by the regulations of the Department of Education.

R.S.S. 1940, c.172, s.11; R.S.S. 1953, c.176, s.11.

DURATION AND LIMITS OF ASSISTANCE

Duration of assistance

12 The assistance shall continue for a period not exceeding four complete years of the high school course.

R.S.S. 1940, c.172, s.12; 1945, c.70, s.4; R.S.S. 1953, c.176, s.12.

Amount of assistance

13(1) The amount of assistance shall in no case exceed the sum of two hundred and forty dollars in any scholastic year dating from September first in any year to June thirtieth in the year following.

(2) Where provision is made for the education of a child by The Canadian Pension Commission in accordance with subsection (1) of section 26 of the *Pension Act (Canada)*, such child shall not be eligible while receiving such pension to a greater amount than the difference between the amount payable under the said Act and the amount payable under subsection (1).

R.S.S. 1940, c.172, s.13; R.S.S. 1953, c.176, s.13.

GENERAL PROVISIONS

Approval of institution

14 The commission shall approve of the educational institution which the applicant is desirous of attending.

R.S.S. 1940, c.172, s.14; R.S.S. 1953, c.176, s.14.

Report of progress

15 The commission shall require from time to time from the authorities of the school which the applicant is attending a report on the progress and conduct of the applicant and his fitness for the continuance of his studies.

R.S.S. 1940, c.172, s.15; R.S.S. 1953, c.176, s.15.

Effect of irregular attendance

16 The applicant shall attend school regularly and if he fails to make at least eighty per cent of the possible attendances in any month except for reasons satisfactory to the commission he shall forthwith forfeit his right to further assistance.

R.S.S. 1940, c.172, s.16; R.S.S. 1953, c.176, s.16.

Power to review

17 The commission is empowered to review any case at any time and deal with it as may be deemed advisable.

R.S.S. 1940, c.172, s.17; R.S.S. 1953, c.176, s.17.

Regulations

18 The commission may make regulations subject to the approval of the minister for properly carrying out its duties.

R.S.S. 1940, c.172, s.18; R.S.S. 1953, c.176, s.18.

Report

19 The commission shall make a report of its proceedings annually to the Lieutenant Governor in Council.

R.S.S. 1940, c.172, s.19; R.S.S. 1953, c.176, s.19.