STATUTORY INSTRUMENTS

2004 No. 1965

EDUCATION, ENGLAND

The Education (Assisted Places) (Amendment) (England) Regulations 2004

Made - - - -	*22nd July 2004*
Laid before Parliament	*30th July 2004*
Coming into force - -	*1st September 2004*

In exercise of the powers conferred on the Secretary of State by section 3(1), (2) and (4) of the Education (Schools) Act 1997(**a**), and after consulting, in accordance with section 3(7) of that Act, such bodies as appear to him to be appropriate and representative of schools which provide assisted places under section 2(1) of that Act, the Secretary of State for Education and Skills hereby makes the following Regulations:

Citation, commencement and application

1.—(1) These Regulations may be cited as the Education (Assisted Places) (Amendment) (England) Regulations 2004 and come into force on 1st September 2004.

(2) These Regulations apply in relation to a school year beginning on or after that date.

(3) These Regulations apply only in relation to England.

Amendment of the Education (Assisted Places) Regulations 1997

2.—(1) The Education (Assisted Places) Regulations 1997 (**b**) are amended as follows.

(2) In regulation 10(4) and (6), substitute "£1,540" for "£1,500" in each place where it appears.

(3) In paragraph 1 of Schedule 2, substitute "£11,935" for "£11,626".

(4) For the table following paragraph 2(1) of that Schedule substitute the following table—

"Table

(1) Part of relevant income to which specified percentage applies	*(2) Only assisted pupil (%)*	*(3) Each of two assisted pupils (%)*	*Each of three assisted pupils (%)*
That part (if any) which exceeds £11,769 but does not exceed	9	6.75	5.25

(**a**) 1997 c.59. Section 3(2) was amended, with effect from 24th July 1998, by section 130(1) of the School Standards and Framework Act 1998. By virtue of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the powers conferred by these provisions are exercisable by the Secretary of State only in relation to England.

(**b**) S.I. 1997/1968, amended by S.I. 1998/1726, S.I. 1998/1966, S.I. 1999/1504, S.I. 2000/2111, S.I. 2001/2744 , S.I. 2002/1979 and S.I. 2003/1705

£12,797			
That part (if any) which exceeds £12,797 but does not exceed £13,842	12	9	7
That part (if any) which exceeds £13,842 but does not exceed £15,913	15	11.25	8.75
That part (if any) which exceeds £15,913 but does not exceed £19,108	21	15.75	12.25
That part (if any) which exceeds £19,108 but does not exceed £23,272	24	18	14
That part (if any) which exceeds £23,272	33	24.75	19.25”

David Miliband
Minister of State,
Department for Education and Skills

22nd July 2004

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Education (Assisted Places) Regulations 1997 (“the 1997 Regulations”) in respect of the school year beginning on or after 1st September 2004. The reductions to be made in relevant income in respect of dependent relatives pursuant to regulation 10(4) and (6) of the 1997 Regulations are increased from £1,500 to £1,540.

These Regulations amend the means test for the remission of fees: the level of income at or below which fees are to be wholly remitted is set at £11,935 instead of £11,626, with corresponding increases in the extent of remission where relevant income exceeds that sum.

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