STATUTORY INSTRUMENTS

1990 No. 1555

EDUCATION, ENGLAND AND WALES

The Education (Further and Higher Education Institutions Access Funds) Regulations 1990

Made - - - -	*26th July 1990*
Laid before Parliament	*27th July 1990*
Coming into force	*1st September 1990*

In exercise of the powers conferred by section 100(1)(b) and (3) of the Education Act 1944(a), the Secretary of State for Education and Science, as respects England, and the Secretary of State for Wales, as respects Wales, hereby make the following Regulations:–

Citation and commencement

1. These Regulations may be cited as the Education (Further and Higher Education Institutions Access Funds) Regulations 1990 and shall come into force on 1st September 1990.

Interpretation

2. In these Regulations–

'access funds' means any funds paid by the Secretary of State under Regulation 3; and

an 'institution' means–

(a) any institution mentioned in the Schedule hereto; or

(b) any institution which–

(i) provides full-time courses of further or higher education (or both); and

(ii) is maintained by a local education authority or designated by or under regulations made under section 218 of the Education Reform Act 1988(b) as an institution substantially dependent for its maintenance on assistance from local education authorities.

Payments

3.—(1) The Secretary of State may make payments of grant to the governing body of any institution in respect of expenditure incurred or to be incurred by the governing body in providing financial assistance to students to whom educational services are provided by the institution.

(2) Payments under this regulation shall be made at such times and in such instalments as the Secretary of State considers appropriate.

Conditions

4. Payment of access funds shall be dependent on the fulfilment of such conditions as may be specified by the Secretary of State.

(a) 1944 c.31; section 100(1)(b) was amended by section 213(3) of the Education Reform Act 1988 (c.40).
(b) 1988 c.40; the regulations currently in force are the Education (Schools and Further and Higher Education) Regulations 1989 (S.I. 1989/351).

Requirements to be observed

5. The governing body of any institution to whom access funds are paid under these Regulations shall–

(a) keep such records and accounts and furnish to the Secretary of State such information, returns and accounts relating to receipts and disbursements of access funds as the Secretary of State may require;

(b) make such repayments of access funds not expended for the purposes of these Regulations as the Secretary of State may require;

(c) provide financial assistance from access funds only to such classes or categories of students as the Secretary of State may specify;

(d) comply with such other requirements as may be specified by the Secretary of State.

SCHEDULE

INSTITUTIONS REFERRED TO IN REGULATION 2(1)(a)

Cranfield Institute of Technology
The Royal College of Art
Cambridge Institute of Education
The National Sea Training College
The Open University
The City Literary Institute
Ruskin College
Coleg Harlech
Plater College
Hillcroft College
Northern College
Fircroft College
The Co-operative College
Trinity College

John MacGregor
25th July 1990 — Secretary of State for Education and Science

David Hunt
26th July 1990 — Secretary of State for Wales

EXPLANATORY NOTE

(This note is not part of the regulations)

These Regulations, which come into force on 1st September 1990, empower the Secretary of State to pay access funds to the governing bodies of certain institutions of further or higher education for the financial assistance of students at those institutions. (Regulations 1, 2 and 3 and the Schedule.) Payments may be made at such times and in such instalments as the Secretary of State considers appropriate. (Regulation 3(2).) Payment may be dependent on the fulfilment of conditions imposed by the Secretary of State. (Regulation 4.) Institutions receiving access funds must comply with requirements specified by the Secretary of State; in particular they must keep records and accounts and furnish information, returns and accounts to the Secretary of State as he may require, repay unexpended funds as required and only assist classes or categories of students specified by the Secretary of State. (Regulation 5.)

55p net

ISBN 0 11 004555 6

Printed in the United Kingdom for HMSO

860/WO 1416 C26 8/90 452/1 9385/0299/8116 88352

STATUTORY INSTRUMENTS

1990 No. 1548

EDUCATION, ENGLAND AND WALES

The Education (Grants) (Music and Ballet Schools) (Amendment) Regulations 1990

Made - - - -	*26th July 1990*
Laid before Parliament	*27th July 1990*
Coming into force	*21st August 1990*

In exercise of the powers conferred by section 100(1)(b) and (3) of the Education Act 1944**(a)** and vested in the Secretary of State**(b)**, the Secretary of State for Education and Science hereby makes the following Regulations:–

1.—(1) These Regulations may be cited as the Education (Grants) (Music and Ballet Schools) (Amendment) Regulations 1990 and shall come into force on 21st August 1990.

(2) These Regulations shall apply in relation to a school year beginning on or after the date mentioned in paragraph (1).

(3) In these Regulations–

(a) a reference to the principal Regulations is a reference to the Education (Grants) (Music and Ballet Schools) Regulations 1989**(c)**; and

(b) a reference to the Aided Pupil Scheme is a reference to the scheme described in Schedule 1 to the principal Regulations,

and the amendments to the Aided Pupil Scheme contained in these Regulations shall be made to Schedule 1 to the principal Regulations.

2. In the principal Regulations after Part II (grant) there shall be inserted the following Part –

"

PART IIA

GRANT TO THE ROYAL BALLET SCHOOL FOR THE PROVISION OF BALLET DANCING IN THE UPPER DIVISION

Grant to the Royal Ballet School

8A. Subject to the provisions of this Part, the Secretary of State may, in respect of each school year, pay grant to the Royal Ballet School in respect of their expenditure, incurred or to be incurred, in providing education in ballet dancing for pupils in the Upper Division thereof.

(a) 1944 c.31; section 100(1)(b) was amended by section 213(3) of the Education Reform Act 1988 (c.40).
(b) S.I. 1964/490, 1970/1536, 1978/274. **(c)** S.I. 1989/1236.

Conditions of residence applicable to grant

8B.—(1) Payment of such grant shall be made only in repect of the provision of education in ballet dancing to pupils in the Upper Division of the Royal Ballet School who meet the conditions of residence set out in paragraph 2 of Schedule 1 to these Regulations, as modified by paragraph (2) below ("qualifying pupils").

(2) For the purposes of this Regulation, sub-paragraph (1)(a) of and the references to "the relevant date" in paragraph 2 of Schedule 1 shall be read as referring to 1st January in the calendar year in which the school year, in respect of which grant is to be paid under this Part, begins, and the reference in sub-paragraph (1)(b) to "the relevant two year period" as referring to the period of two years preceding that date.

Amount of grant

8C.—(1) The amount of grant payable by the Secretary of State under this Part in respect of any school year shall, subject to paragraph (2), be such an amount as he may determine after consultation with the Royal Ballet School.

(2) In determining the amount of grant payable to the Royal Ballet School under this Part, the Secretary of State shall have regard in particular to –

(a) the amount of fees or charges received or to be received by the Royal Ballet School in respect of the provision of education in ballet dancing for qualifying pupils for the school year in respect of which grant is to be paid under this Part; and

(b) the amount of grant received or to be received by the Royal Ballet School for that school year under the Scheme referred to in Part II above to take account of fees and charges remitted by the School pursuant to the Scheme.".

3. In sub-paragraph (2) of paragraph 13 of the Aided Pupil Scheme (remission of fees-boarding pupils) for the sum £6,529 there shall be substituted the sum £7,059 and for the Table in sub-paragraph (3) of paragraph 13 there shall be substituted the following Table –

" Table

(1) Part of the relevant income to which specified percentage applies	(2) Only aided pupil	(3) Each of two aided pupils
That part which exceeds £6,910 but does not exceed £8,722	10%	7.5%
That part (if any) which exceeds £8,722 but does not exceed £12,256	20%	15%
That part (if any) which exceeds £12,256	10%	7.5%

"

4. In sub-paragraphs (2) and (3) of paragraph 14 of the Aided Pupil Scheme (remission of fees – day pupils) for the sums "£8,203" and "£8,054" there shall be substituted the sums "£8,871" and "£8,722" respectively.

5. For sub-paragraphs (3) and (4) of paragraphs 17 of the Aided Pupil Scheme (uniform grants) there shall be substituted the following sub-paragraphs –

" (3) Unless an aided pupil has been a pupil at the school before taking up an aided place, in a pupil's first year at the school uniform grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £9,151 and in such case the grant shall be of an amount equal to so much of the clothing expenditure as does not exceed –

(a) £140, where the relevant income does not exceed £8,034;

(b) £105, where that income exceeds £8,034 but does not exceed £8,407;

(c) £69, where that income exceeds £8,407 but does not exceed £8,769;

(d) £35, where that income exceeds £8,769 but does not exceed £9,151:

Provided that any uniform grant which would fall to be paid in pursuance of this sub-paragraph in an aided pupil's first year at the school may be paid during the period commencing on 21st August 1990 and ending when that year begins.

(4) Except where sub-paragraphs (3) applies, uniform grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £8,769 and in such case the grant shall be of an amount equal to so much of the clothing expenditure (disregarding expenditure in respect of which a previous grant has been paid) as does not exceed –

(a) £52, where the relevant income does not exceed £8,234;

(b) £26, where that income exceeds £8,234 but does not exceed £8,769.".

6. In sub-paragraph (1) of paragraph 23 of the Aided Pupil Scheme (school travel grants) for the sums "£7,595" and "£7,416" there shall be substituted the sums "£8,213" and "£8,034" respectively.

7. In paragraph 3 of the Appendix to the Aided Pupil Scheme (computation of income) –

(a) at the end of sub-paragraph (k) the word "or" shall be deleted;

(b) at the end of sub-paragraph (l) the word "or" shall be inserted;

(c) after sub-paragraph (l) there shall be inserted the following sub-paragraph –

"(m) in pursuance of section 54 of the Finance Act 1989**(a)** (relief for medical insurance),".

John MacGregor
Secretary of State for Education and Science

26th July 1990

(a) 1989 c.26.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Education (Grants) (Music and Ballet Schools) Regulations 1989. They come into force on 21st August 1990 and apply to a school year beginning on or after that date.

The Secretary of State is authorised to pay grant to the Royal Ballet School in respect of their expenditure in providing education in ballet dancing for pupils in the Upper Division of the School. Payment of grant may be made only in respect of the provision of education in ballet dancing for those pupils who meet certain conditions of residence. The amount of grant payable by the Secretary of State to the Royal Ballet School is to be such an amount as he may determine after consultation with the School (regulation 2).

The means test for the remission of fees is relaxed and the level of income at or below which fees are to be wholly remitted is set at £7,059 in place of the present £6,529 for boarders, and £8,871 in place of the present £8,203 for day pupils (regulations 3 and 4). The means tests for uniform and school travel grants are also relaxed (regulations 5 and 6).

References to the relevant income tax legislation in the Appendix to the Aided Pupil Scheme, contained in Schedule 1 to the 1989 Regulations, are updated so as to discount deductions from total income allowed on payments for medical insurance made by those aged 60 or over (regulation 7).

95p net

ISBN 0 11 004548 3

Printed in the United Kingdom for HMSO

860 WO1428 C19 8/90 452 7102 O/N 88174