STATUTORY INSTRUMENTS

1988 No. 1212

EDUCATION, ENGLAND AND WALES

The Education (Grants) (Music and Ballet Schools) (Amendment) Regulations 1988

Made - - - -	*11th July 1988*
Laid before Parliament	*14th July 1988*
Coming into force	*1st August 1988*

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 1988. They shall come into force on 1st August 1988 and shall apply in relation to a school year beginning on or after that date.

(2) In these Regulations a reference to the Aided Pupil Scheme is a reference to the scheme described in Schedule 1 to the Education (Grants) (Music and Ballet Schools) Regulations 1985(c).

2. In the Aided Pupil Scheme–

(1) in Part I there shall be added after paragraph 4 the following paragraph–

"Condition as to liability for payment of fees

4A. A school shall not select for an aided place a child the whole of whose fees for the school year in which he would take up his aided place if selected therefor are required to be paid in pursuance of an order of a court.";

(2) in paragraph 9 after sub-paragraph (1) there shall be inserted the following sub-paragraph–

"(1A) The parents of an aided pupil shall not be entitled to any remission of fees or charges which are required to be paid in pursuance of an order of a court.";

(3) in sub-paragraph (2) of paragraph 12 (remission of fees—boarding pupils) for the sum "£6,002" there shall be substituted the sum "£6,248";

(4) for the Table in the said paragraph 12 there shall be substituted the following Table–

(a) 1944 c.31.
(b) S.I. 1964/490, 1970/1536, 1978/274.
(c) S.I. 1985/684, amended by S.I. 1986/989 and 1987/1314.

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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 £6,099 but does not exceed £7,700	10%	7.5%
That part (if any) which exceeds £7,700 but does not exceed £10,819	20%	15%
That part (if any) which exceeds £10,819	10%	7.5%

"

(5) in sub-paragraph (2) of paragraph 13 (remission of fees—day pupils) for the sum "£7,539" there shall be substituted the sum "£7,849";

(6) in sub-paragraph (3) of the said paragraph 13 for the sum "£7,390" there shall be substituted the sum "£7,700";

(7) for paragraph 15 (remission of charges for meals—day pupils) there shall be substituted the following paragraph–

"**15.** Where the parents of an aided pupil who is a day pupil satisfy the school at any time during a school year, or the month preceding the beginning of a school year, that they are in receipt of income support under Part II of the Social Security Act 1986**(a)** the school shall remit the whole of any charges which they would otherwise make for meals provided for that pupil–

(a) for the whole of that school year, where they are satisfied as aforesaid at or before the beginning thereof, or

(b) for the remainder of the school year, where they are so satisfied in the course thereof,

notwithstanding that the parents may cease to be in receipt of income support between the school being so satisfied and the end of the school year in question.";

(8) for sub-paragraphs (3) and (4) of paragraph 16 (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 £8,078 and in such case the grant shall be of an amount equal to so much of the clothing expenditure as does not exceed–

(a) £123, where the relevant income does not exceed £7,090;

(b) £93, where that income exceeds £7,090 but does not exceed £7,422;

(c) £61, where that income exceeds £7,422 but does not exceed £7,741;

(d) £31, where that income exceeds £7,741 but does not exceed £8,078:

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 1st August 1988 and ending when that year begins.

(4) Except where sub-paragraph (3) applies, uniform grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £7,741 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) £46, where the relevant income does not exceed £7,269;

(b) £23, where that income exceeds £7,269 but does not exceed £7,741.";

(9) in sub-paragraph (1)(a) of paragraph 22 (school travel grants) for the sum "£6,985" there shall be substituted the sum "£7,271" and in sub-paragraph (1)(b) of that paragraph for the sum "£6,804" there shall be substituted the sum "£7,090";

(a) 1986 c.50.

(10) in paragraph 3 of the Appendix (computation of income)–

(a) at the end of sub-paragraph (a) there shall be added the words "or provided for in section 26 of the Finance Act 1987**(a)** or, so far as applicable in respect of a financial year ending after 5th April 1988, the corresponding provision contained in the Income and Corporation Taxes Act 1988**(b)**;

(b) after sub-paragraph (b) there shall be inserted–

(bb) in pursuance of section 31 of the Finance (No. 2) Act 1987**(c)** or, so far as applicable in respect of a financial year ending after 5th April 1988, the corresponding provision contained in the Income and Corporation Taxes Act 1988 (relief for contributions to personal pension schemes);".

Kenneth Baker

11th July 1988 — Secretary of State for Education and Science

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Education (Grants) (Music and Ballet Schools) Regulations 1985. They come into force on 1st August 1988 and apply to a school year beginning on or after that date.

A new condition of eligibility (that a child all of whose fees are required to be paid under a court order may not be selected for an aided place) is introduced; and entitlement to the remission of fees or charges required to be so paid is removed. The means tests for the remission of fees and for uniform and school travel grants are relaxed; the level of income at or below which fees are to be wholly remitted is set at £6,248 in place of the present £6,002 for boarders and £7,849 in place of the present £7,539 for day pupils. Remission of one half of charges for meals where parents' income does not exceed £5,917 is removed; the whole of such charges are to be remitted where parents are in receipt of income support (regulation 2).

References to the relevant income tax legislation in the Appendix to Schedule 1 to the 1985 Regulations, as amended by the 1986 and 1987 Regulations, are updated, so as to discount deductions from total income of increased personal reliefs for those aged 80 or over and contributions to personal pension schemes (regulation 2).

(a) 1987 c.16.
(b) 1988 c.1.
(c) 1987 c.51.