STATUTORY INSTRUMENTS

2013 No. 650

EDUCATION, ENGLAND

The Free School Lunches and Milk (Universal Credit) (England) Order 2013

Made - - - -	*18th March 2013*
Laid before Parliament	*22nd March 2013*
Coming into force - -	*29th April 2013*

The Secretary of State for Education, in exercise of the powers conferred by sections 512ZB(4)(a)(ai), 512ZB(4)(b)(ai) and 568 of the Education Act 1996(**a**), makes the following Order:

Citation, commencement, application and interpretation

1.—(1) This Order may be cited as the Free School Lunches and Milk (Universal Credit) (England) Order 2013 and comes into force on 29th April 2013.

(2) This Order applies in relation to education in England.

(3) In this Order—

"EA 1996" means the Education Act 1996; and

"universal credit" means universal credit under Part 1 of the Welfare Reform Act 2012(**b**).

Prescribed circumstances: receipt of universal credit

2. The circumstances that are prescribed for the purposes of section 512ZB(4)(a)(ai) of EA 1996 are that C's parent is in receipt of universal credit on or after 29th April 2013(**c**).

3. The circumstances that are prescribed for the purposes of section 512ZB(4)(b)(ai) of EA 1996 are that C is in receipt of universal credit on or after 29th April 2013.

David Laws
Minister of State
Department for Education

18th March 2013

(**a**) 1996 c.56. Section 512ZB was inserted by section 201 of the Education Act 2002. Subsection (4)(a)(ai) was inserted by section 31 of, and Schedule 2, paragraphs 37 and 39(a) to, the Welfare Reform Act 2012. Subsection (4)(b)(ai) was inserted by section 31 of, and Schedule 2, paragraphs 37 and 39(b) to, the Welfare Reform Act 2012. By virtue of section 512 of the Education Act 1996, "prescribed" in section 512ZB means prescribed by the Secretary of State by order.

(**b**) 2012 c.5.

(**c**) Section 512ZB(4) uses "C" to mean the person for whom eligibility for free school lunches is being determined.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order prescribes, for the purposes of section 512ZB of the Education Act 1996, that where a person or their parent is in receipt of universal credit on or after 29th April 2013, they are within section 512ZB(4).

Persons within section 512ZB(4) are eligible for free school lunches and milk when a request has been made by them (or on their behalf) that these be provided free of charge.

An impact assessment has not been produced for this instrument as it has no impact on businesses or civil society organisations. This instrument has a minimal impact on the public sector.

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