STATUTORY INSTRUMENTS

1975 No. 1619

EDUCATION, ENGLAND AND WALES

The Provision of Milk and Meals (Amendment No. 2) Regulations 1975

Made - - - -	*3rd October* 1975
Laid before Parliament	*15th October* 1975
Coming into Operation	*17th November* 1975

The Secretary of State for Education and Science and the Secretary of State for Wales, in joint exercise of the powers conferred by section 49 of the Education Act 1944**(a)** as amended by section 1 of the Education (Milk) Act 1971**(b)** and vested in them**(c)**, hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Provision of Milk and Meals (Amendment No. 2) Regulations 1975 and shall be included among the regulations which may be cited together as the Provision of Milk and Meals Regulations 1969 to 1975.

(2) These regulations shall come into operation on 17th November 1975.

(3) The Interpretation Act 1889**(d)** shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(a) 1944 c. 31. **(b)** 1971 c. 74.
(c) S.I. 1964/490, 1970/1536 (1964 I, p. 800; 1970 III, p. 5289).
(d) 1889 c. 63.

Determination of financial hardship

2. Schedule 1 to the Provision of Milk and Meals Regulations 1969**(a)** as amended **(b)** shall have effect subject to the substitution—

(*a*) in paragraph 1, for the table and the first note of the following table and note—

"

Part A	Part B					
Size of Family	Net weekly income in £.p					
	1	2	3	4	5	6
1	23·90					
2	29·30	28·55				
3	34·70	33·95	33·20			
4	40·10	39·35	38·60	37·85		
5	45·50	44·75	44·00	43·25	42·50	
6	50·90	50·15	49·40	48·65	47·90	47·15

For larger families, in respect of each child—

(*a*) £5·40 is to be added at each incremental point in every additional line;

(*b*) £0·75 is to be deducted at each incremental point in every additional column."

(*b*) in paragraph 3, for sub-paragraphs (1) and (2) of the following sub-paragraphs—

"(1) £4 of any income to which this sub-paragraph applies:
provided that there shall not be disregarded more than £1 of any payments of a kind to which paragraph 25 of schedule 2 to the Supplementary Benefit Act 1966**(c)** (as substituted by paragraph 5 of schedule 3 to the Social Security Benefits Act 1975**(d)**) (occupational pensions) applies.

(2) sub-paragraph (1) applies to all income except—

(*a*) earnings;

(*b*) benefit under the National Insurance Acts 1965 and 1966**(e)**;

(*c*) industrial injury benefit under the National Insurance (Industrial Injuries) Acts 1965 and 1966**(f)**;

(*d*) family allowances;

(*e*) payments for maintenance (including any marriage allowance); and

(*f*) any rent received in respect of accommodation whether let furnished or unfurnished;

(a) S.I. 1969/483 (1969 I, p. 1382).
(b) The relevant amending instruments are S.I. 1971/1368, 1975/311 (1971 II, p. 3844; 1975 I, p. 831).
(c) 1966 c. 20.
(d) 1975 c. 11.
(e) 1965 c. 51; 1966 c. 6.
(f) 1965 c. 52; 1966 c. 6.

but for the purposes of sub-paragraph (1) the amount of—

(i) a war widow's pension;
and

(ii) a widow's pension under section 19(3) of the National Insurance (Industrial Injuries) Act 1965 or an analogous payment—

shall be reduced by the amount of the rate of pension payable to a widow under schedule 3 to the National Insurance Act 1965."

(*c*) in paragraphs 3(3), 3(4) and 4(6), for the references to £2, £1 and 75p of references to £4, £2, and £1·35 respectively.

Given under the Official Seal of the Secretary of State for Education and Science on 25th September 1975.

Fred Mulley,
Secretary of State for Education
and Science.

(L.S.)

Given under my hand on 3rd October 1975.

John Morris,
Secretary of State for Wales.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the provisions for the calculation of a parent's income for the purpose of determining his entitlement to the remission of the charge for school dinner in a school maintained by a local education authority.

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