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SCOTTISH STATUTORY INSTRUMENTS

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**2014 No. 143**

**EDUCATION**

**The St Mary’s Music School (Aided Places)  
(Scotland) Amendment Regulations 2014**

<i>Made</i>	- - - -	<i>27th May 2014</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>29th May 2014</i>
<i>Coming into force</i>	- -	<i>1st August 2014</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 73(f) and 74(1) of the Education (Scotland) Act 1980(1), and all other powers enabling them to do so.

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the St Mary’s Music School (Aided Places) (Scotland) Amendment Regulations 2014 and come into force on 1st August 2014.

(2) In these Regulations “the Regulations” means the St Mary’s Music School (Aided Places) (Scotland) Regulations 2001(2).

**Amendment of St Mary’s Music School (Aided Places) (Scotland) Regulations 2001**

2. The Regulations are amended in accordance with Regulation 3.

3.—(1) Schedule 1 (Scheme for aided places at St Mary’s Music School) to the Regulations is amended as follows.

(2) In paragraph 1(1) (Interpretation), at the appropriate place alphabetically, insert—

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(1) 1980, c.44. Section 73(f) was amended by the Teaching and Higher Education Act 1998 (c.30), section 29 and by the Education (Graduate Endowment and Student Support) (Scotland) Act 2001, asp 6, section 3(2). Section 74(1) was amended by the Self-Governing Schools etc. (Scotland) Act 1989 (c.39), section 82 and Schedule 10, paragraph 8(17). Section 135(1) contains a definition of “prescribed” relevant to the exercise of the statutory powers under which these Regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(2) S.S.I. 2001/223, as amended by S.S.I. 2002/248, S.S.I. 2003/280, S.S.I. 2004/238, S.S.I. 2005/269, S.S.I. 2006/318, S.S.I. 2007/115, S.S.I. 2008/214, S.S.I. 2009/181 and S.S.I. 2013/177.

““EEA Agreement” means the Agreement on the European Economic Area signed at Oporto on 2 May 1992(3) and as amended from time to time;”

(3) In paragraph 4(2) (Conditions as to age), for the words from “they have not attained” to the end of that sub-paragraph substitute—

“(a) for children who entered their first school year at the school before 1st August 2014, they have not attained the age of 13 years at the commencement of a school year in which they hold an aided place; and

(b) for children entering their first school year at the school on or after 1st August 2014, they may only hold an aided place for a maximum of five school years.”

(4) In paragraph 10(3) and (5) (References to income), in each place it occurs, for “£1,818” substitute “£1,865”.

(5) In paragraph 13 (Remission of fees—boarding pupils)—

(a) in sub-paragraph (2), for “£12,121” substitute “12,436”; and

(b) in sub-paragraph (3) for the Table substitute—

<b><i>(1)</i></b>	<b><i>(2)</i></b>	<b><i>(3)</i></b>
<b><i>Part of relevant income to which specified percentage applies</i></b>	<b><i>Only aided pupil</i></b>	<b><i>Each of two aided pupils</i></b>
That part which exceeds £12,243 but does not exceed £15,477	10%	7.5%
That part (if any) which exceeds £15,477 but does not exceed £21,695	20%	15%
That part (if any) in excess of £21,695	12.5%	7.5%”

(6) In paragraph 14 (Remission of fees—day pupils)—

(a) in sub-paragraph (2), for “£15,271” substitute “£15,668”; and

(b) in sub-paragraph (3), for “£15,085” substitute “£15,477”.

(7) In paragraph 17 (Remission of charges for meals—day pupils)—

(a) in sub-paragraph (2)(ii), delete “or”; and

(b) after sub-paragraph (2)(iii), insert—

“or

(iv) universal credit (payable under Part 1 of the Welfare Reform Act 2012(4)).”

(8) In paragraph 18 (Clothing grants)—

(a) in sub-paragraph (3)—

(i) for “£15,826” substitute “£16,237”;

(ii) for paragraphs (a) to (d) substitute—

“(a) £247, where the relevant income does not exceed £14,255;

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(3) O.J. No. L 1, 03.01.1994, p.3, amended by: the Protocol adjusting the Agreement on the European Economic Area (EEA) between the European Communities, their Member States and the Republic of Austria, the Republic of Finland, the Republic of Iceland, the Principality of Liechtenstein, the Kingdom of Norway and the Kingdom of Sweden (O.J. No. L 1, 03.01.1994, p.572); the Agreement on the participation of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the European Economic Area (O.J. No. L 130, p.3, 29.04.2004); the Agreement on the participation of the Republic of Bulgaria and Romania in the European Economic Area (O.J. No. L 221, p.15, 25.08.2007); and the Agreement on the participation of the Republic of Croatia in the European Economic Area, signed on 11.04.2014.

(4) 2012 c.5.

- (b) £185, where that income exceeds £14,255 but does not exceed £14,921;
  - (c) £122, where that income exceeds £14,921 but does not exceed £15,559;
  - (d) £61, where that income exceeds £15,559 but does not exceed £15,826.”
- (b) in sub-paragraph (4)—
- (i) for “£15,165” substitute “£15,559”;
  - (ii) for paragraphs (a) and (b) substitute—
    - “(a) £96, where the relevant income does not exceed £14,464;
    - (b) £51, where that income exceeds £14,464 but does not exceed £15,559.”
- (9) In paragraph 24 (Amount of school travel grants)—
- (a) in sub-paragraph (1)(a), for “£14,121” substitute “£14,488”; and
  - (b) in sub-paragraph (1)(b), for “£13,894” substitute “£14,255”.

St Andrew’s House,  
Edinburgh  
27th May 2014

*ALASDAIR ALLAN*  
Authorised to sign by the Scottish Ministers

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the St Mary’s Music School (Aided Places) (Scotland) Regulations 2001 with effect from 1st August 2014 so as to—

- (1) Insert a definition for the term “EEA Agreement” (European Economic Area Agreement).
- (2) Amend the age-related conditions in respect of children who are entitled to take up aided places at St Mary’s Music School as choristers to remove the maximum age limit of thirteen, replacing it with a five-year maximum period at which they may attend the school.
- (3) Increase the monetary values in the Scheme for Aided Places at the school in accordance with the Retail Price Index (RPI) of 2.6%.
- (4) Amend eligibility for remission of charges for school meals to make eligible children whose parents are in receipt of universal credit under Part 1 of the Welfare Reform Act 2012.